

27a 1958

GEORGIA

9280

## GBI Probe Atlanta Constitution Asked in Atlanta, Ga. Man's Death

Mon. 6-16-58  
Constitution State News Service

GRAY—Jones County Sheriff Holmes Hawkins said Sunday he has called in the Georgia Bureau of Identification to help investigate the murder of a Macon man.

The rope came from Jones' truck, where it had been used to lash down the piano for a sales trip to Milledgeville, Hawkins said. He added that new piano salesman, apparently was resembled the professional movers' knots already in the rope.

Sheriff Hawkins said the victim, Gray Norman Jones, 39-year-old piano salesman, apparently was killed late Wednesday afternoon.

The partially-clothed body was found hanging in a wooded area off Ga. 22 about five miles east of here. *p.m.*

Sheriff Hawkins said Jones was tied in such a way that it would have been impossible for the victim to have done it himself.

Sheriff Hawkins said Jones' left arm was bound behind him, and his right arm was bound to his side. He said cord used to anchor pianos during shipment was used.

Jones' truck and trousers, containing four dollars, were found nearby, ruling out robbery as a motive.

Sheriff Hawkins said Jones apparently was returning home from Milledgeville where he had gone to call on a prospective customer when he was murdered.

The sheriff said no date had been set for an inquest.

## Rope Studied In Macon Man's Death

GRAY, Ga. (UPI)—Rope, blood and a sawed-off limb went under examination at the Georgia Crime Laboratory Monday in an investigation of the "weird" death of a Macon television pianist.

Sheriff Holmes Hawkins said an autopsy during the weekend failed to determine how Norman Jones, 39-year-old pianist and piano salesman, died after he disappeared during a sales trip Wednesday. *6-17-58*

Dr. Larry Howard of the crime laboratory began a study of the

limb and the rope with which Jones' body was found trussed Saturday *6-16-58* to a tree off Georgia Highway 22 near here, with his truck parked 150 yards away.

There was no positive evidence that Jones died of hanging, Hawkins said, although his body, with the arms tightly bound and the neck in a noose, appeared to have been tied to an overhead limb.

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GEORGIA

MACON, Ga. (UPI)—Gray Norman Jones, 39, Macon musician who had been missing since Wednesday, was found dead Saturday. His hands were tied behind him, a rope was around his neck and he was partially undressed. *p.m.*

Sheriff Holmes Hawkins said there were indications Jones had been hanged but the cause of death was not determined.

Deputy H. A. Havis found the body off a highway about five miles east of Macon. His piano truck was undisturbed 75 yards away. *Mon. 6-16-58*

Hawkins said Jones had apparently been making a trip to sell and tune pianos. The dead man was a salesman for Baskette Piano Co., *Montgomery*.

Hawkins said a motive was not apparent. About \$4 was found in the pocket of Jones' trousers, which were about five feet from the body.

The body was found on the ground but the sheriff said there was a rope around Jones' neck and indications on a tree limb that he had been hanged.

Havis said there were no signs of a struggle. Hawkins said the condition of the body made it difficult to say if blows had been struck.

27a 1958

LOUISIANA

9281

## Was he lynched?

ALEXANDRIA, La. — The body of ~~William~~ <sup>Albert</sup> Compton, a construction worker, was found hanging from a tree Friday morning. Police said they believed it was suicide. A coroner's report was unavailable.

Police also said that Compton, who is apparently in his 30's, had been dead for only a few hours since officers had not seen his body in the vacant lot during the night.

9282

## No inquest held for American in Miss. lynching

JACKSON, Miss. — No further developments have occurred in the Ruleville lynching of George Love here, whose body was riddled Jan. 7 with 70 bullets by a mob. No coroner's inquest has been held.

Mr. Love was killed three miles outside of Ruleville on the Sidney Livingstone plantation after being hunted by the mob. No coroner's inquest has been held.

"They took one colored person along in the mob to identify Mr. Love. A number of convicts from the Parchman State Penitentiary were also in the searching party," Mr. Evers stated.

The civil rights group official said he observed the body of Mr. Love after the killing. He said two gunshot wounds in the buttocks and two in the

referred to the incident.

"As I understand it," Mr. Evers declared, "a night marshal questioned Mr. Love as a suspect in the killing and when the marshal attempted to search him, Mr. Love hit him. The NAACP official pointed out that shortly after the incident, in the downtown section of the delta farming town, a mob of whites began to assemble."

He said more than 25 persons, including a number of teen age whites, banded together and launched the all night search for Mr. Love.

Mr. Evers said the whites staged a reign of terror in the colored neighborhood, invading and searching homes for the man.

"They took one colored person along in the mob to identify Mr. Love. A number of convicts from the Parchman State Penitentiary were also in the searching party," Mr. Evers stated.

The civil rights group official said he observed the body of Mr. Love after the killing. He said two gunshot wounds in the buttocks and two in the

indicated that the man was shot from behind. He remarked:

"The wound in his buttocks

came out through the groin and

the leg wounds shattered the

bones indicating the use of a

high explosive-type bullet."

Mr. Evers speculated that army-type shots were used in the shooting. He said Ruleville is near the home of Sen. James O. Eastland (D. Miss.) chairman of the Senate Judiciary Committee.

A cotton-growing section in Sunflower County, Mr. Evers said that a few colored persons

were registered for the vote in Ruleville, but none had been allowed to vote.

Police Chief G. W. Wachter, who was in the mob, said Mr. Love had been a fugitive since he shot Marshal Exie Jennings.

HE SAID the man fired on the group when it approached a house on the plantation where he was hiding.

He claims Mr. Love was a nephew of the aged couple found burned to death two weeks ago in their home.

Jennings was reported in fair condition at North Sunflower County Hospital. He claims Mr.

1st lynching  
of 1958 is  
Baltimore, Md.  
MISS. 5575

Special to the AFRO

JACKSON, Miss. — We have

investigated and made our re-

port to the proper authorities.

"Revelations and other re-

ports stemming from the lynch-

ing of George Love in Rule-

ville, Miss. will come from the

NAACP national office."

Mississippi NAACP Field Sec-

tary Medgar Evers was tell-

the AFRO Saturday of ac-

tions growing out of an ear-

lier Tuesday where 38-year-old

George Love's body was riddled

with 70 bullets by a mob of

more than 25 whites here.

It was Mississippi's 557th

lynching.

MR. LOVE was cornered Tuesday evening three miles outside of Ruleville by the mob and shot to death near the Sidney Livingstone plantation following an all night hunt, Mr. Evers declared.

He said the case was started two weeks ago when an aged colored couple were burned to death and Mr. Love was ques-

## Mississippi slaying a legal lynching says Naacp

MERIDIAN, MISS. — Slaying of 38-year-old George Love by a posse of 25 men and boys and boys in Ruleville, Miss., Jan. 8 has been characterized by the Mississippi State Naacp as "a legal lynching."

C. R. Darden, of Meridian, Naacp state president, noted that a report from Medgar Evers, of Jackson, Naacp field secretary, said the fatal bullets entered Love's body from the rear.

For this reason, Darden con-

tinued, a strong possibility exists

that Love did not fire on the pos-

se, as was stated.

"He might have been running

from the mob or else he was

forced to turn his back while shot

down," Darden stated.

The Naacp state president said

the posse including boys 16 and 18

years old with guns.

"We hold that Love should have

a gainst Look magazine had his day in court," Mr. Darden

charging two of its articles concluded.

At the time, Love was being

sought for the arm-murder-rob-

bery of Anthony and Rosella Pot-

ter, aged relatives of his.

The NAACP had termed Love's

slaying by the posse a "legal

lynching."

'Posse' slaying  
described as  
'legal lynching'

MERIDIAN, MISS. — The slaying of 38-year-old George Love by a "posse" of some 25 men and boys in Ruleville, Miss., on Jan. 8 has been called a "legal lynching" by C. R. Darden, president of the Mississippi State NAACP.

"He might have been run-

ning away from the mob or

else he was forced to turn

his back while he was shot

down... We hold that this

was legalized lynching and

Love should have had his

day in court," said Darden.

Love was being sought in

connection with the shooting

of night marshal Exie Jen-

nings of Ruleville.

# A Mother Never Forgets

By BAKER E. MORTEN

A house, once of national significance at 6427 Saint Lawrence St. in Chicago, will recall bitter memories this month. It will remember because it cannot forget.

The children living in the neighborhood, now three years older, may remember too. They may stop in their daily course of life to view the house, to think of a former playmate.

They may enter the sturdy two-story building, ring the second floor bell and meet a mother, a mother who once had a child young like themselves. They may see scalding tears in the mother's eyes.

For she now weeps alone, divorced from the screaming headlines that once attended her name. ~~She is the bitter gall to digest, the aching memories to live with.~~

This mother is Mrs. Mamie Bradley. The anniversary, one that the world too remembers, tells her that her only son, Emmett Louis TILL, has been dead.

~~It was on Aug. 28, 1955, that a man, relaxing for the most part in hot, balmy weather, was astounded by news dispatches coming out of Mississippi. The bulletins told of a story flashed across the world: a 14-year-old boy had been lynched in Tallahatchie County.~~

~~His body, shot, beaten, weighted down with a cotton gin pulley, was thrown into the Tallahatchie River, was recovered badly decomposed. Then the story began to unravel.~~

~~He had been convicted in the minds of two white half-brothers, Roy Bryant and J. W. Milam, of "wolf-whistling"~~

~~at Bryant's wife, Carolyn, in the store that the couple operated.~~

~~For this, they reckoned, the boy had to be punished. The punishment turned into death. The death went unavenged as both men were later acquitted by an all-white jury in the case.~~

~~The world wept with Mrs. Bradley in her despair, but Mississippi justice prevailed. Then the world began to forget. Criticisms had been voiced and the matter was closed. But not in the house of 64th and St. Lawrence.~~

~~A mother never forgets.~~



MRS. MAMIE BRADLEY

9283

# Emmett Till's Mom Files \$1 Million Suit Against 'Mag'

*27a miss (1955)*

CHICAGO—Echoes of the Emmett Till murder case are scheduled to resound in a Chicago court room as a result of a \$1,000,000 libel suit filed by Mrs. Mamie Bradley against Look magazine and author William Bradford Huie.

Mrs. Bradley, mother of the 14-year-old youth who was slain in an internationally famous case near Money, Miss., in 1955, has also named Look editor Gardner Cowles and Look publisher Vernon C. Myers in her suit.

The action was filed before the Circuit Court of Cook County by Atty. Joseph M. Tobias.

Specifically, Mrs. Bradley's case is directed against two articles written by Huie which were published in the Jan. 24, 1956, and Jan. 26, 1957, issues of Look magazine.

According to Attorney Robins, these stories described Till as a sex fiend. The lawyer also charged that the stories called Till a person who had repeatedly sex relations with white women and also carried pictures of white women, with whom he had relations around in his pocket.

THE LOOK magazine articles, claims the suit, also described Till as having bragged about his white sex conquests to the men accused of his murder and added that young Till had made indecent proposals to the wife of one of his attackers.

Other points made in the suit were as follows:

1. The articles charged that Till was sent to Mississippi for the express purpose of stirring up trouble.
2. The stories described Till as being "coarse, ill bred and boorish;" that he swore and vilified the men who abducted him; that he baited and goaded his slayers, and that

he belonged in his place.

3. Mrs. Bradley has charged that the late Emmett Till was libeled, that her right to privacy was invaded and that she was libeled.

Huie, who figured prominently in the case of Ruby McCollom, authored several other pieces on the Till case, one of which appeared in Confidential magazine.

Mrs. Bradley is presently a student at Chicago Teachers College.



EMMETT TILL

... back in the news



MAMIE BRADLEY

# Mother Says Son Libeled By Stories

*27a miss (1955)*

An attorney for Mrs. Mamie Bradley, mother of Emmett Till who was slain in 1955 near Money, Miss., last week filed a libel suit for \$1,000,000 against Look magazine, its editor, Gardner Cowles, Publisher Vernon C. Myers and author-writer William Bradford Huie.

Atty. Joseph M. Tobias of 134 S LaSalle said the suit was filed in Circuit Court of Cook county and refers to two articles written by Huie which appeared in Look Jan. 24, 1956 and Jan. 26, 1957.

Atty. Tobias said the suit alleges that the stories depicted Till who had just turned 14, as a sex fiend; as one who had repeatedly had sex relations with white women and that he carried pictures of white women with whom he had had sexual relations.

The suit also alleges that the Look magazine stories depicted Till as one who bragged about his white sexual relationships to the two men accused of his murder and that he made indecent proposals to the wife of one of his attackers.

It also states that Till was sent to Mississippi from Chicago for the express purpose of stirring up trouble.

The suit asserts that the stories pictured Till as "coarse, ill bred and boorish;" that he belonged in his place; that he swore and vilified the men who abducted him and that he baited and goaded them.

That his conduct was such that the majority of the white population of Mississippi had decided that it warranted his murder or that his murderer be adjudged innocent of any real wrong.

In the suit, Mrs. Bradley claims that her boy was libeled, that she was libeled and that her right to privacy was invaded.

William Bradford Huie, author of the articles, also wrote the Revolt of Mamie Stover and several



MRS. MAMIE BRADLEY

... with dog 'Mike'

other articles on Emmett Till, one of which appeared in Confidential magazine. At the time of Till's death, Huie was reported to have begun a book on Till which has never appeared. Mrs. Bradley who has remarried since the death of her son is presently a student at Chicago Teachers College and is living at 6427 S. St. Lawrence.

Milam Gets Welfare Aid

# Till 'Suspect' On 'Breadline'

GREENVILLE, Miss. — J. W. Milam, former plantation manager, who was acquitted in his 1955 trial for the murder of Emmett Till, a Chicago youngster visiting Mississippi, has been reduced to standing in a bread line to receive rations from the Department of Welfare.

Milam and his half-brother, Roy Bryant, were tried and acquitted of slaying the 14-year-old Negro boy after they were told the lad had wolf-whistled at Bryant's young wife.

The youth's body was found in the Tallahatchie River, shot in the head and weighted down with a piece of cotton gin machinery, three days after the boy was kidnapped from the home of his uncle, Moses Wright.

BRYANT, AFTER the trial, suffered ill-fortune and was forced to close his store after Look magazine printed a story telling the alleged details of how Bryant and Milam kidnapped and murdered

Till.

Neither Bryant nor Milam sued the magazine. Bryant now works at a manufacturing plant in Indianola, Miss., where the first White Citizens Council chapter was organized.

Milam, since the trial, has drifted from one plantation job to another, getting a more insignificant job each time. He lives in a tenant house on a plantation near Greenville. The plantation owner, J. E. Branton, is an avid member of the White Citizens Council.

BEFORE GOING to work in the factory, Bryant was turned down on his request for a job with the Indianola Police Department by the police chief, Bryant's cousin.

Milam now is just one of the 30,000 people in Washington County, Miss., which has a total population of 73,000, who have been certified as being "needy" enough to receive free food from the warehouse of the U. S. Government surplus commodity unit.

Look Magazine Prints Story

Co-defendant Bryant sold his store after LOOK Magazine pub-

lished a story, in which Bryant is alleged to have given details of how he and Milam had kidnapped and murdered Emmett Till. Bryant, now works in a manufacturing plant in Indianola, Miss., here, when told that J. W. Milam, where the Citizens Council was organized. Both Milam and Bryant have denied they received money for the information they broke and standing in the County bread line to get his rations from the Welfare Department.

"It's certain," sure as there's oil for a job with the Indianola Police department, and the Police reporter was told by a former Negro sharecropper who quit farming, be him down. Milam is now one of 30,000 people in Washington County — population 73,000 — certified as "needy enough" to receive free food from the Government's surplus commodity warehouses.

# Was Acquitted In Boy's Death

GREENVILLE, Miss. — J. W. Milam, former plantation owner, who was acquitted in the 1955 slaying of Emmett Till, of Chicago, is now broke and standing in the county bread line to get his rations from the Welfare Dept.

Milam has fallen on evil days since he was acquitted by an all-white jury, along with his half brother, Roy Bryant, in the slaying of young Till, because the boy had allegedly wolf-whistled at Bryant's young wife.

The boy's body, shot in the head and tied to a piece of cotton gin machinery, was found in the Tallahatchie river just three days after he was kidnapped from the shack of his uncle, Moses Wright, a tenant farmer.

Milam has reportedly been shunned by his former white farmer friends and by the better element of whites who were shocked at the brutal crime.

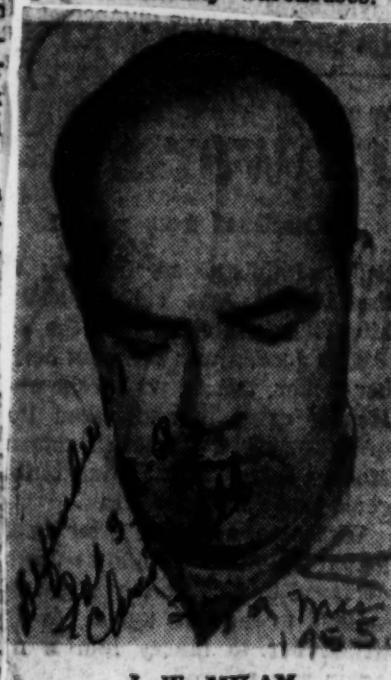
He has drifted from one plantation job to another, going down-grade all the time and is now reported living in a tenant house on the plantation of J. E. Branton, near Greenville. Branton is an active member of the White Citizens Council.

Co-defendant Bryant sold his store after Look magazine published a story, in which Bryant is alleged to have given details of how he and Milam had kidnapped and murdered Emmett Till.

Bryant now works in a manufacturing plant in Indianola, Miss., where the Citizens Council was organized.

Both Milam and Bryant have denied they received money for the information they gave the magazine publishers.

Before going to work at the manufacturing plant, Bryant applied for a job with the Indianola Police department, and the Police Chief, Bryant's cousin, turned him down.



J. W. MILAM

**\$1 Million Suit  
Filed By Mother  
Of Emmett Till**

*Editorial*  
 CHICAGO, Jan. 24 (AP)—The mother of Emmett Till, 15-year-old Negro slain in Mississippi in 1955, has filed a one million dollar libel suit against Look magazine charging two of its articles damaged the boy's memory and her reputation.

*dat. 1-25-58*  
 Mrs. Mamie Bradley Mobley's circuit court suit named as defendants Cowles Magazines, Inc., Vernon C. Myers, publisher; Gardner Cowles, editor; and William Bradford Huie, author of the articles.

The suit said the articles concerning her son's slaying held her up to scorn and ridicule. The articles were published Jan. 24, 1956 and Jan. 22, 1957, the suit said.

The boy's body was found Aug. 25, 1955, in a river near Money, Miss. The boy, who lived in Chicago, disappeared while visiting relatives. Two white men were charged with the slaying. They were acquitted in a jury trial.

**Slaying of Miss.**

**Negro Is Called**

**Legal Lynching**

Meridian, Miss. (AP)—The slaying of 38-year-old George Love by a posse of some 25 men and boys in Ruleville, Miss., on Jan. 8 has been characterized by C. R. Darden, president of the Mississippi State NAACP as "a" legal lynching.

Darden noted that a report from Medgar Evers of Jackson, field secretary for Mississippi, stated that the fatal bullets entered Love's body from the rear. For this reason, Darden said, a strong possibility exists that Love did not fire on the posse, as was stated in at least one press report.

"He might have been running away from the mob or else he was forced to turn his back while shot down," Darden pointed out, adding that the posse included boys 16 and 18 years old.

**MISSISSIPPI**

armed with guns.

"We hold that this was a legalize lynching and that Love should have had his day in court," Darden concluded.

Exie Jennings, night marshall of Ruleville, had said that Love shot at him four times when he tried to arrest him about fire-scorched money he was spending. Jennings expressed the opinion that the scorched money came from the home an aged aunt and uncle of Love who burned to death at their home a few days before Love was slain.

Ruleville Police Chief G. W. Watcher said Love opened fire when the posse closed in on him the morning after the reported shooting at Night Marshall Jennings.

9284

# Miss. Posse Slaying Called "Legal Lynching" By Darden

NAACP Officer Calls

*Blank sheet*  
**Mississippi**  
**Posse Slaying**  
**Called "Legal Lynching"**

MERIDIAN, Miss.—The slaying of 38-year-old George Love by a posse of some 25 men and boys in Ruleville, Miss., on Jan. 8 has been characterized by the president of the Mississippi State NAACP as "a legal lynching."

C. R. Darden of Meridian, the NAACP state president, noted that a report from Medgar Evers of Jackson, NAACP field secretary for Mississippi, stated that the fatal bullets entered Mr. Love's body from the rear.

For this reason, Mr. Darden continued, a strong possibility exists that Love did not fire on the posse, as was stated in at least one press report.

*He might have been running from the mob or else he was forced to turn his back while shot down," Mr. Darden pointed out.*

The NAACP state president also called attention to the fact that the posse included boys 16 and 18 years old armed with guns, according to Mr. Evers' report.

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## Ruleville Man Shot Down By 25 Men And Boys

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Exie Jennings, night marshal of Ruleville, had said that Love shot at him four times when he tried to arrest him about fire-scorched

9286

# J. W. Milam, Till Slayer, Exists Off Miss. Bread Line

Greenville, Miss. — (SPECIAL TO AMP) — "God don't love ugly," was the terse comment of a Negro woman resident here, when told that J. W. Milam, former plantation owner who was acquitted in the slaying of James E. Till, Chicago boy—is now broke and standing in the County bread line to get his rations from the Welfare Department.

In retaliation, sure as there's a God in Heaven," the AMP reporter was told by a former Negro sharecropper who quit farming, because "I was too close to the Milam plantation."

**"Fallen On Evil Days"**

Milam has fallen on evil days since he was acquitted by an all-white jury, along with his half-brother, Roy Bryant, in the slaying of young Till, because the boy had allegedly wolf-whistled S. Bryant's young wife. The boy's body, shot in the head and tied to a piece of cotton gin machinery, was found in the Tallahatchie River just three days after he was kidnapped from the shack of his uncle, Moses Wright, a tenant farmer.

Milam has reportedly been shunned by his former white former friends and by the better element of whites who were shocked at the brutal crime. He has drifted from one plantation job to another, going down-grade all the time and is now reported living in a tenant house on the plantation of J. E. Branton, near Greenville. Branton is an active member of the White Citizens Council.

#### Look Magazine Prints Story

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#### MISSISSIPPI (1955)

The AFRO learned early Saturday that the ~~Washin~~ Congressman sought FBI intervention after he learned that Mrs. Collins, wife of one of the missing witnesses, was destitute in Seattle, Washington and had disclosed new details concerning the crime.

time his wife has been willing to give a full account of Collins' involvement in the Till matter.

**LOGGINS HAS** never been located outside of Mississippi. He was found in a Mississippi jail under charges placed by the alleged killer of Till. Loggins promised this reporter that he would leave Mississippi and give a full account of Till murder. However, after bail had been supplied, the alleged killers of Till appeared on the scene and Loggins refused to leave jail.

**POWELL ASKED** the FBI to investigate the following charges:

1. That "Too Tight" Collins and Henry Lee Loggins have been lynched and their bodies thrown in a river.

2. That Mrs. Clara Collins, wife of "Too Tight," is now able to tell where the Till Youth was slain and point out the place where his clothes are now buried.

If the investigation uncovers the clothing of the Till youth, the infamous case will again be revived. The missing clothing gave white Mississippians an opportunity to say that the identification of the Till boy was uncertain.

Moreover if Mrs. Collins' information concerning the burial place of the clothing is correct, her further testimony may well make it possible to indict the alleged killers of Till for kidnapping.

**THE TWO** missing witnesses came into prominence during the trial when it was revealed that there were two colored men who had seen the Till murder. The trial was held up while colored leaders searched for the missing witnesses but they were never unearthed.

Shortly after the trial was completed Collins turned up in Chicago allegedly under the sponsorship of a Chicago news paper. Collins took ill before he could give a full statement as to what he knew about the crime.

He was placed in a Chicago hospital and was guarded by the Chicago police. Despite this guard, police from Mississippi infiltrated the hospital and persuaded Collins to return to Mississippi. He has been reported missing several times since.

This, however, is the first

## Family Of Till A Second Child Witness On Coast

SEATTLE, Wash. — The family of Leroy Collins, who was a witness in the Emmett Till trial, is now living on the West Coast.

Mrs. Nora Collins, mother of four small children, arrived here with her children, her parents, one of whom is an invalid, a brother, a sister-in-law. Collins, who was forced to be one of the witnesses for the two white men tried in the case has disappeared. It is feared that he met the same fate Till did.

#### TILL MURDER

# Ask FBI to open probe

Sat. Apr 12 - 58  
By LOUIS E. LOMAX

NEW YORK — Congressman Adam Clayton Powell has asked the Federal Bureau of Investigation to investigate charges that the two missing Till witnesses have been lynched and that the wife of one of them is now able to shed new light on the infamous Till mur-

9287

# Was Henry Allen lynch victim in S.C. swamp?

*27a*  
SALLIE, S.C. — Are the murky waters of the Edisto River Swamp near here hiding evidence of the brutal lynching of Henry Allen?

Officials say no, but relatives of Allen, who disappeared without trace from his residence here on last Feb. 23, are not so sure.

The missing man's mother, Mrs. Arrie Allen of 543 Flushing Ave., Brooklyn, is certain that he is the victim of foul play.

*27a*  
HER LETTER of March 14, 1958, led Orangeburg County Sheriff George L. Reid, his deputies and a game warden to conduct a search for Allen's body in the swamp. But they reported finding no trace of a body.

Residents of this community say that Allen had quarreled with some white men in a general store here a short time before he disappeared.

The missing man's mother, in her March 14 letter, reported she had received reports her son had reluctantly gone on a fishing trip with two white men and a colored companion.

When their boat capsized in the Edisto River, she wrote, all four men swam to shore, but that Henry, saying he'd walk out of the swamp alone, had not returned with the other three men.

**OTHER REPORTS** are out that Allen's body was later found in the river, with a deep gash across his throat. But a check with undertakers in the area failed to disclose any burial of such a body.

Later an unidentified white man who was fishing in the Edisto River reported the presence of a strong odor, apparently that of a decaying body. But thus far no body has been found.

Allen's neighbors remain firm in their belief that he is the victim of foul play.

# Was Henry Allen lynch victim in S.C. swamp?

*27a*  
SALLIE, S.C. — Are the murky waters of the Edisto River Swamp near here hiding evidence of the brutal lynching of Henry Allen?

Allen's neighbors remain firm in their belief that he is the victim of foul play.

Officials say no, but relatives of Allen, who disappeared without trace from his residence here, on last Feb. 23, are not so sure.

The missing man's mother, Mrs. Arrie Allen of 543 Flushing Ave., Brooklyn, is certain that he is the victim of foul play.

*Baltimore*  
HER LETTER of March 14, 1958, led Orangeburg County Sheriff George L. Reid, his deputies and a game warden to conduct a search for Allen's body in the swamp. But they reported finding no trace of a body.

Residents of this community say that Allen had quarreled with some white men in a general store here a short time before he disappeared.

The missing man's mother, in her March 14 letter, reported she had received reports her son had reluctantly gone on a fishing trip with two white men and a colored companion.

When their boat capsized in the Edisto River, she wrote, all four men swam to shore, but that Henry, saying he'd walk out of the swamp alone, had not returned with the other three men.

**OTHER REPORTS** are out that Allen's body was later found in the river, with a deep gash across his throat. But a check with undertakers in the area failed to disclose any burial of such a body.

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27d 1958

## Mob Action Anywhere And Anytime Is Always A Disservice

Even to the cause it would espouse or claim to espouse, spirit and mob penetrations have never enhanced the premises of the law. Mob action represents those whose intent and purpose are sinister and those who are afraid to trust the law. In the parable of equity, there are usually two sides to an issue; and it happens on numerous occasions that the impulse from which the mob spirit wells, would rather not risk their cause at the bar of justice.

*Rajiv Gandhi* P. 4 27d  
Surely, no only constituted governmental institutions would prevail the unfortunate outbursts of misinformed and misguided ones who chose to malign and otherwise attempt to disparage such a high official as the Vice President of the United States. Without rationalizing what they would impart as a valid grievance, here were students in the Latin Americas who would throw stones, spit on people and otherwise make those demonstrations, unbecoming to social and civic orders.

*Ju 5 16 -*  
References selected to front for the real motives and their hidden exponents, insofar as carrying over any remedial qualities or demands for redress in behalf of the oppressed, were as sounding f brass and a tinkling cymbal.

*Atlanta Year*  
In a certain section of our own country, we all have experienced the mob; some have seen its rampage in all its burning fury and blinded justice and even at that, we have persisted and insisted in government and rule by laws. We have always found virtue in clearing our problems and the seeking of redress within the framework of the law.

Those students in our Latin countries certainly have something to live down; their countries will for years be the citadel of their ill-advised outbursts, while periodically being called upon for what some of its subjects, thoughtlessly heaped upon their escutcheons:

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**NEGROES GATHER ON CAPITOL STEPS PRIOR TO ADDRESS BY GROUP OF MINISTERS**  
Part Of Crowd Which Answered Call To Protest Against Death Of Convicted Rapist Jeremiah Reeves  
**PROTEST AGAINST REEVES' EXECUTION**

## Handclapping Negroes Meet On Capitol Lawn

By GEORGE PRENTICE  
Montgomery's Negro ministers Easter Sunday led a singing handclapping crowd of their followers in massive, "repentance for our community for committing a tragic and unsavory offense."

The highway patrol estimated the crowd at upwards of 2,000. The crowd was calm and orderly. A handful of curious whites stood on the fringe.

### FIRST ARRESTED

King described Reeves as "little more than a child when he was first arrested."

"Whether or not he was guilty of this crime is a question that none of us can answer. But this issue before us now is not the innocence or guilt, it is the severity and inequality of the penalty that constitutes the injustice," he said.

Further citing grievances of the Negro community, King said:

"Negroes are robbed openly with little hope of redress. We are fined and jailed often in defiance of law."

"Right or wrong, a Negro's word has little weight against a white opponent's," he continued. "And if the Negro insists on the right of his cause, as opposed to a white man's he is often violently treated."

King said Negroes had gathered on the Capitol steps, "because we still have faith in Alabama."

Speaking from about the third level above the street, and using a small portable loudspeaker, he expressed a belief that, "the vast majority of white Southerners do not condone the type of injustice that we are faced with."

He appealed to those white per-

sons to "speak out and act on their basic convictions."

### MEETING DELAYED

Negroes began gathering on the Capitol lawn and on the marble steps leading up to the state building about 1 p.m. The meeting, which was scheduled to begin at 1:30 p.m., was delayed until about 2:10 p.m. to allow King time to return from a funeral for which he was the officiating minister.

An affirmation and pledge distributed to the crowd and read in unison by its members, extolled the ideologies of democracy, and reaffirmed the Negro belief that "to compel the segregation of the Children of God on such basis is sinful defiance of God's will."

The same theme was carried through a "response reading," printed on the same sheet, and

entitled, "A Litany of Freedom." At one point in the ceremony a Negro leader told the crowd "It has been said that Negroes favor segregation."

His question, "Are you satisfied with segregation?" was greeted with a chorus of "No's." He then asked that those not in favor of segregation raise their hands, and beseeched the "Press" to, "take a look," as hands shot skyward.

The crowd of Negroes dispersed and walked or drove calmly to their homes after hearing King caution them to, "go in peace and cooperate with your law enforcement officers." He praised Montgomery law enforcement officers for their, "beautiful and amazing cooperation."

Montgomery traffic officers, members of the state Highway Patrol, both in uniform and plain clothes, directed traffic and generally mingled with the crowd to insure peace in the gathering.

The procession of ministers, consisting of about 15 of the city's leading Negro clergymen, marched from King's Dexter Avenue Baptist Church to the

Capital — a distance of about block.

Concluding his speech, after mass participation in prayer and song — "My Country 'Tis of Thee," and "Leaning on the Everlasting Arm," — King said, "Truth may be crucified and justice buried, but one day they will rise again. We must live and face death if necessary with that hope."

A statement issued by Bruce Wyatt, Chairman, Montgomery County Citizens Council read:

"Very, very few white people showed up in the vicinity of today's Negro mass meeting. The officials of the Citizens Council thank all Montgomerians for the excellent cooperation which they gave in avoiding the scene of this provocative desecration of Easter Sunday. The agitators who organized the meeting must be sorely disappointed that nothing happened on which they can capitalize. They also must be disappointed that the turnout of Negroes for the rally was conspicuously small."

## Folsom Heeds Mercy Plea For Negro

*News & Courier*

MONTGOMERY, Ala. (AP)—Gov. James E. Folsom spared the life of a condemned teen-age Negro Wednesday following a dramatic plea for mercy by a white woman who said she is a former stage and movie actress.

Folsom commuted the sentence of 19-year-old Roy Huff to life imprisonment. Huff was to have died in Kilby Prison's electric chair Friday on a charge of raping a white woman.

Under Alabama law, he must serve 15 years before he is eligible for parole.

Huff, only 17 at the time, was convicted two years ago of raping a young white farmwife in rural Wilcox County.

Highlighting the clemency hearing was an impassioned appeal for mercy from a New Yorker who identified herself as Lola Montez and said she was once a Broadway actress who also played in the movies.

Miss Montez, an attractive blonde, told the governor's legal adviser, E. C. Boswell, that her own investigation of the charges against Huff convinced her he is innocent. She said she is a free lance writer and problem counselor.

Miss Montez said she became interested in the case while working with a Birmingham television station. A Negro attorney, Fred Gray, told Boswell the woman was used as an investigator because Negroes didn't feel it would be safe to send a member of their race into Wilcox County.

# Gov. Folsom Spares Accused Negro Rapist

Slurs. 4-10-58, p.

MONTGOMERY, Ala. — (UP) — Gov. James E. Folsom spared the life of a 19-year-old Negro Wednesday, apparently because of a plea for clemency by a former Broadway actress.

Roy Huff, convicted of raping a white housewife in July, 1956, now faces a life term in the Alabama state prison. Folsom gave no reason for granting clemency but his office said "It's the governor's prerogative to save a life."

Huff had been scheduled to die and "because of his tender age," in the electric chair shortly after Gray took over the defense midnight tonight.

When two court-appointed white

women who described herself as

"problem counselor" and former Broadway actress, said she investigated the attack at her own expense. She said the investigation showed Huff and the woman had an affair for some two or three weeks prior to the alleged crime.

Miss Montez said the white woman had a "Negro lover" when she was 15, and that she asked Huff "to be her lover." She said the victim charged she was raped when she discovered she was pregnant and did not know if the baby would be "white or black."

## 'AFRAID TO INVESTIGATE'

Defense attorney Fred T. Gray called her in on the case because he was "afraid" to investigate in Wilcox County, Miss Montez said.

Two weeks ago, Jeremiah Reeves Jr., 22-year-old drummer in a Negro jazz band, died in the chair for the rape of a white Montgomery housewife. The execution touched off a mass Negro demonstration on the grounds of the state Capitol Easter Sunday.

The state Supreme Court upheld the death sentence for Huff Nov. 21 and set the execution date for Jan. 31. However, the date was postponed until April 11 because the Supreme Court failed to allow time for a rehearing of the case, which is required by law in capital punishment cases.

The more than 2,000 Negroes protested alleged injustices to their race in southern courts.

Wilcox County Sol. Blanchard Jenkins arrested the young Negro, who was 17 at the time, several hours after the victim, the wife of a sawmill employee,

McLeod told the clemency hearing, "I never in my life saw such a biased person who did not want to know the truth, did not seek the truth."

"She went around Wilcox County calling me a liar—a liar mind you—trying to get opposition to me because an election was coming up."

Gray based his appeal for mercy on grounds "the court record does not substantiate the crime of rape," the defendant was not "vigorously defended"

## Clemency Hearing Set In Rape Case

MONTGOMERY, April 8 (UPI)—A clemency hearing will be held in the governor's office at 10 a.m. tomorrow for a 19-year-old Negro, Roy Huff, sentenced to death for rape.

If clemency is denied, Huff will die in the Kilby Prison

Two weeks ago Jeremiah Reeves Jr., 22-year-old drummer in a Negro jazz band, died in the chair for the rape of a white Montgomery housewife. The execution touched off a mass Negro demonstration on the grounds of the state Capitol Easter Sunday.

E. C. (Bud) Boswell, legal ad-

visor to Gov. James E. Folsom

Beeves Jr., 22, former drummer will preside at the hearing.

In a Negro jazz band, was ex-

The state Supreme Court up-

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McLeod denied Miss Montez's

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was not "vigorously de-

fended"

## Negro convicted of rape decides

### nobid try appeal

ROCKFORD, Ala. (UPI)—

(P)—A 33-year-old Negro ex-

convict sentenced to 10 years

in prison when convicted by a

Circuit Court jury on a charge

of raping an elderly white

widow has decided against an

appeal.

His court-appointed attorney,

Robert Teel of Rockford, said

he conferred with the defend-

ant, Arthur D. Robinson, and

they decided against appealing

the sentence returned Thurs-

day.

Robinson was given the mini-

mum sentence of 10 years in

prison.

The Circuit Court jury de-

liberated more than three

hours before convicting Robi-

nson of rape, a capital offense

in Alabama.

The jury fixed the sentence

at 10 years.

SOL Conrad

Fowler of Columbiana did not

specifically demand the death

penalty.

At the trial the victim iden-

tified the Negro as the man

who attacked her. She said

she also robbed her of about \$1.

Robinson denied the charge.

He said he was at home at the

time of the attack, about 6:45

a.m. last Easter.

## Life Of Rapist Spared By Folsom

### Attractive Blond Urges Governor

#### To Grant Negro 'Mercy'

MONTGOMERY, April 9 (UPI)—Gov. James E. Folsom spared the life of a condemned teen-age Negro late today following a dramatic plea for mercy by a white woman who said she is a former stage and movie actress.

Folsom commuted the sentence of 19-year-old Roy Huff to life imprisonment. Huff was to have died in Kilby Prison's electric chair Friday on a charge of raping a white woman.

Under Alabama law, the Negro must serve at least 15 years in prison before he is eligible for parole.

Huff, only 17 at the time, was convicted two years ago of raping a young white farm-wife in rural Wilcox County while her 10-month-old baby crawled on the ground near by.

Highlighting the clemency hearing today was an impassioned appeal for mercy from a New Yorker who identified herself as Lola Montez and said she was once a Broadway actress who also played in the movies.

Miss Montez, an attractive blond, fashionably dressed in black suit, told the governor's legal adviser, E. C. (Bud) Boswell, that her own investigation of the charges against Huff convinced her he is innocent.

She said there is nothing in the court record to justify the Negro's conviction but rather that the trial transcript reads like "a very bad play, written for someone's political gain."

Miss Montez said she became interested in the case while working with a Birmingham television station.

A Negro attorney, Fred Gray told Boswell the woman was used as an investigator because Negroes didn't feel it would be safe to send a member of their race into Wilcox County.

Gray joined in the appeal for clemency, but said "we don't base our plea for mercy on what Miss Montez says."

The Montgomery Negro attorney based his argument instead on the grounds that there was no clearcut evidence to connect Huff with rape; that the Negro defendant wasn't "vigorously defended" at his trial, and that he was only 17 at the time.

The court-appointed white at-

torneys represented Huff when

he was tried but withdrew from

the case later after Gray was

retained as a lawyer.

for sanity examination for one of two Negroes charged with raping a white woman was filed by a defense attorney Friday.

The attorney, Wallace L. Johnson, also asked that if the court finds Willie Seals, 24, Prichard insane, that it commit him to state mental hospital. A hearing on the motion was set for July 24.

Seals and Arthur Lott, 21, are charged with rape, robbery and assault with intent to murder in an attack on a 24-year-old divorcee June 16. They are held without bond.

Officers said Lott signed a statement admitting the attack and implicating Seals.

The woman was released Thursday from a Mobile hospital where she had been under treatment since the alleged attack.

She told police her automobile skidded off the highway as she was returning home shortly after midnight. She said two Negroes pulled her from a public telephone booth in Prichard from where she had called for a wrecker.

## Negro Gets Death Date For Assault

MOBILE, Ala. (UPI)—An all-white jury yesterday convicted a Negro of raping a white woman, and set his penalty at death in the electric chair.

Judge Robert T. Ervin Jr., scheduled Willie Seals' execution for March 6. However, the death sentence will be reviewed automatically by the State Supreme Court.

## Sanity Tests For Accused Rapist Asked

MOBILE, Ala. (UPI)—A moti-

27e(2) 1958

# Testimony of actress spares life

(Special To AFRO)

MONTGOMERY, Ala. — "At least we saved a boy's life and I'm satisfied." That's how Fred D. Gray, an attorney here, summed up his reaction Saturday to the efforts of actress Lola Montez in what was perhaps the most dramatic court case in Alabama history.

"I don't know why everybody is so aroused. Miss Montez offered to assist me in the case because she felt the boy was innocent. It was a very humane act."

Mr. Gray was commenting on action stemming from a clemency hearing Wednesday where the actress, portraying herself, gave a performance that resulted in saving the life of 19-year-old Roy Huff, accused of criminally assaulting a young white woman.

YOUNG HUFF had been tried, convicted and sentenced to die Sunday in the electric chair for the alleged criminal assault of a woman identified as 17 years-old, married and a mother.

Following the detective work and pleas of Miss Montez at the hearing, Gov. James E. Folsom commuted the death sentence to life imprisonment.

Offering her services in the free, Miss Montez exposed holes in the trial which convicted young Huff, lack of medical evidence, the absence of witnesses due to fear and appeared before the Governor's legal advisor with Mr. Gray.

When it was over, her trip home from New York had not been in vain. Though facing a death sentence, young Huff escaped death in the Kilby Prison

on electric chair.

**SMARTLY DRESSED** black Miss Montez appeared at the hearing and testified that three weeks of investigation showed that the white woman and Huff had been having affairs for several weeks.

She said, "The woman became pregnant and she didn't know whether she was pregnant by Huff or her husband. To protect herself she cooked up this criminal assault charge."

Wilcox County Circuit Solicitor Blanchard McLeod and other prosecuting witnesses looked on in apparent shock as Miss Montez came forth, saying she had taken an interest in Huff's case while working with a Birmingham television station.

She recounted how the doctor or who examined the white woman after the alleged incident, reported only that her feet were blistered, supposedly from running along the hot surface of a highway.

"RAPE IS riot of the feet," Miss Montez told the hearing, "the court record does not say one word about the member of her body that was supposed to have been violated."

Long an enemy of discrimination and capital punishment, the actress said she offered her services to Mr. Gray and he asked her to go to Wilcox County where Huff lived to investigate.

"She talked to Roy, she talked to attorneys, she talked to just about everyone in Wilcox during her probe," Mr. Gray stated, adding:

"But she couldn't find the woman who claimed young Huff assaulted her. She came into my office several months ago and offered her help. She reported her findings to me after the investigation."

"THEY WERE all afraid to talk," the glamorous actress said. "But the story I uncovered showed that the woman approached Huff."

Miss Montez said: "She told him, 'I had a colored lover in Butler County when I lived there. I want you to be my colored lover in Wilcox County.'

9525

ALABAMA

ty. My husband can't satisfy me like a colored man can."

Speaking of Wilcox County where 80 per cent of the population is colored, though only few can vote, Miss Montez declared:

"You can feel the hate for colored people. It's like a cold wall." At intervals during the hearing, Miss Montez and Solicitor McLeod had heated words. E. C. Boswell conducted the hearing and said he would file his report to Governor Folsom.

Miss Montez departed for New York after Governor Folsom commuted Huff's sentence.

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**ELECTRIFIED** prosecution officials tried to turn aside some of Miss Montez's statements as imaginary, but sheency hearing in Gov. James E. struck out at Huff's court ap. Folsom's office Wednesday.

"One of them told me that they didn't give Roy much de-tense because they were being electric chair unless his sentence paid so little money they could afford to do much erne looking for evidence," she pointed attorneys saying:

Young Huff's attorneys were Josiah R. Bonner and John L. Goldbold of Camden. Both are white.

Mr. Gray said he took up the case in young Huff's behalf after he had been given the death sentence. He said he and Miss Montez agreed that the only hope for the boy was through a clemency hearing.

"ALL I had before me was the record. After studying it, I didn't feel there was sufficient evidence of his guilt and neither did Miss Montez, whom I had never seen before she came into my office."

"Young Huff didn't have any money to retain lawyers nor to pay anyone for helping him. Based on the record, I was satisfied of his innocence. There was no evidence that the woman was criminally assaulted."

During the 90-minute hearing, Miss Montez, a stage, radio and television artist, stole the show from the state prosecutors in the trial which convicted young Huff, lack of medical evidence, the absence of witnesses due to fear and appeared before the Governor's legal advisor with Mr. Gray.

Then for three hours, while Governor Folsom weighed a report of the hearing, she waited for a decision. Finally it came.

Both of young Huff's parents were at the hearing. His father, Willie Huff, said he was

forced to flee the county with his wife and five children when "12 carloads" of white men threatened to kill them."

MR. GRAY said the elder Huff fled to Pensacola, Fla. after being threatened.

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**Negro's Final Plea Up Today**

A 19-year-old Wilcox County Negro scheduled to die for raping a woman will make his appearance before the governor for mercy at a clemency hearing in Gov. James E. Folsom's office Wednesday.

Roy Huff, the defendant, will be electrocuted shortly after night Friday in Kilby Prison's electric chair unless his sentence is commuted to life by the governor.

Huff, only 17 at the time, was convicted two years ago of raping a young white farm-wife in rural Wilcox County while her 10-month-old baby crawled on the ground nearby.

Huff was given the death sentence for raping a young white woman near Camden in July, 1956. Court records showed the Negro held a knife at the throat of the victim during the assault while the woman's 10-month-old baby crawled nearby.

**Negro Sentenced To 10-Year Term**

**Alabama Jury Convicts Him Of Assault**

ROCKFORD, Ala., Oct. 2 (UPI)—Author D. Robinson, 54-year-old Negro ex-convict was found guilty Thursday of criminally assaulting an 83-year-old white woman and was sentenced to 10 years imprisonment.

The Circuit Court jury deliberated three hours before returning the verdict climaxing a two-day trial. Criminal assault is a capital offense in Alabama and Robinson could have been sentenced to death.

The elderly woman testified Robinson entered her home near Goodwater last Easter Sunday and robbed her of a small amount of money and attacked her. Robinson was arrested a few days later.

Robinson has served prison terms in Alabama and Ohio.

9525

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To Grant Negro 'Mercy'

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She said there is nothing in the court record to justify the Negro's conviction but rather that the trial transcript reads like "a very bad play, written for someone's political gain."

Miss Montez said she became interested in the case while working with a Birmingham television station.

Equity records contained no listing of her stage appearances.

A Negro attorney, Fred Gray, told Boswell the woman was used as an investigator because Negroes didn't feel it would be safe to send a member of their race into Wilcox County.

Gray joined in the appeal for clemency, but said "we don't base our plea for mercy on what Miss Montez says."

The Montgomery Negro attorney based his argument instead on the grounds that there was no clearcut evidence to connect Huff with rape; that the Negro defendant wasn't "vigorously defended" at his trial, and that he was only 17 at the time.

The court-appointed white at-

lives in Pensacola, Fla.

In New York, the headquarters of Actors Equity Assn. said an actress named Lola Montez of Hollywood had been on its membership rolls until 1950, but that it had no later information about her.



**APPEALS FOR ALABAMAN'S LIFE.**—Lola Montez, who identified herself as a former Broadway actress, walks down the steps at the Alabama state capitol in Montgomery, Ala., after appealing to Gov. James E. Folsom to spare the life of a teen-age Negro condemned to death for the rape of a white woman. Miss Montez, a free-lance writer, said that she investigated the case and is convinced the condemned man, Jim Huff, 19, is innocent. Huff was 17 at the time of the rape. —World Wide Photo.

## Morals Case Jury Still Out

Special to The Post-Herald  
DECATUR, Nov. 19.—A Circuit Court jury still was out early tonight deliberating evidence against Willard Ralph, 33, of Limestone County, charged with capital knowledge of a year-old offense.

## Hearing Set On Rape Charge At Prichard

PRICHARD (P)—A preliminary hearing is set for Monday for a Prichard youth charged Saturday with raping a 15-year-old girl Friday night after chasing her through a Chickasaw Creek.

Mack Lonnie McKenna, 19, was arrested on warrants sworn out by the girl and her mother.

The girl was treated at a hospital for scratches she said were inflicted as she ran through swamps trying to escape McKenna's advances. She told officers McKenna grabbed her by the hair after she stumbled into Chickasaw Creek and then dragged her back to a lonely road and raped her.

She said another couple—the boy 19 and the girl 18—was only a few feet away but did not intervene. The couples were double-dating, she added.

## Negro Facing Chair Makes 'Mercy Plea'

A 23-year-old Birmingham Negro, scheduled to die Friday in Kilby Prison's electric chair for the rape of a white woman, made his final plea for mercy yesterday in clemency hearing at the governor's office.

The defendant, Samuel ('Iron man') Taylor, sat silently throughout the long hearing, a Bible clutched tightly in his hands. Not once did his face register any emotion, nor did he even glance at the long line of relatives and friends who testified in his behalf.

Just before the handcuffs were affixed to his wrists, Taylor managed a wave in the direction of his mother.

E. C. (Bud) Boswell, legal advisor to Gov. James E. Folsom, conducted the hearing in the absence of the governor.

Taylor was one of three Negroes who accosted a young white couple parked in a secluded wooded area near Tarrant. The court record indicated that Taylor and another Negro admitted raping the 19-year-old girl while her date, her a date with a boy she knew, was held at bay with a knife.

All three Negroes were caddies at the Roebuck Golf Course in Birmingham.

Court-appointed attorneys speaking in Taylor's behalf yesterday said they did not take issue with the Negro's guilt, but said he had not received "equal justice" as compared with the other two Negroes. The other rapist was given 10 years, while the third Negro who did not attack the woman was given 99 years.

**ALLOWED TO LIVE**

Morel Montgomery, Birmingham attorney, declared vigorously that "it isn't right, it isn't fair and it isn't justice" that Taylor die while the other two Negroes are allowed to live.

Assistant Solicitor Cecil Deason of Birmingham disagreed with Montgomery's contention, declaring he had never seen a defendant "more deserving of the extreme penalty."

He agreed, however, that in his opinion all three Negroes should have been given the death penalty.

Among those present for the hearing yesterday was the white youth who was dating the rape victim the night of the attack. The couple has since married.

Montgomery and Marcus Jones, another Birmingham attorney, presented a long line of witnesses in Taylor's behalf, including his mother, a school teacher, the pastor of Taylor's church, his Sunday School teacher and several neighbors.

## Assault Trial Opens Today At Rockford

ROCKFORD (W)—A 53-year-old Negro, who served a term for bank robbery in Ohio goes on trial here Wednesday charged with raping an 83-year-old white widow last spring.

He is a natural citizen of Alabama and the defendant, Arthur H. Robinson, could be sentenced to the electric chair if convicted.

Circuit Solicitor Conrad M. Fowler of Columbus said the attack on the elderly white woman took place at her small farm home about three or four miles north of Goodwater on Foster

The victim, who lived alone in a remote Courtland County town and another Negro were charged with dragging a 24-year-old Chickasaw woman from a public telephone booth in Prichard about midnight June 15. She said they beat her and both fled her.

Kilby Prison records show that Robinson was sentenced to nine years on three cases of robbery in Jefferson County, Oct. 10, 1946 and was dismissed in March, 1954.

He was sent back to prison Oct. 8, 1958 when convicted of violating the liquor law.

Fowler said Robinson also served a 10-year sentence for bank robbery in Ohio. Ohio records show that Robinson was paroled in April, 1943 after serving the robbery sentence.

According to prison records, Robinson gave his birthplace as

## Mistrial Declared In Rape Case

MOBILE (AL)—Circuit Judge Robert T. Elwin on Tuesday declared a mistrial at the rape trial of Arthur Lott after one juror misunderstood instructions and separated from the rest of the jury at luncheon.

The trial of the 21-year-old Mobile Negro on a charge of attacking a young Chickasaw white woman is expected to be reset for late January.

Lott and Willie Seal, 24-year-old Prichard Negro, were accused of assaulting the 24-year-old Chickasaw woman after dragging her from a Prichard phone booth about midnight June 15.

A jury last week convicted Seal and sentenced him to death. The verdict carries an automatic appeal to the State Supreme Court.

## Negro Given Death Penalty for Attack On White Woman

MOBILE, Ala., Dec. 4.—A 24-year-old Prichard Negro today was convicted of raping a white woman. The circuit court jury fixed his penalty at death in the electric chair.

The jury deliberated 1 hour and 27 minutes before returning its verdict against Willie Seal. The death sentence will be reviewed automatically by the Alabama Su-

9529

# Chair Claims Rapist's Life

## Jackson Miss. Five-Year Legal Battle Ends For Alabama Negro Musician

MONTGOMERY, Ala. — (AP) — Jeremiah Reeves, a Negro former jazz band drummer, died in the Alabama electric chair today for two rapes committed when he was 17 years old.

Reeves was strapped into the chair at Alabama's Kilby prison at 12:04 a.m. He took two 2,500-volt shocks spaced a minute apart and was pronounced dead at 12:11 a.m.

His death ended one of the longest legal wrangles in the state's history, beginning with his arrest in November 1952. The National Association for the Advancement of Colored People fought through the courts on his behalf.

*Montgomery, Ala.*  
"Tell my mother when I left the world I was willing to die unburdened," he told the Cross Inn pastor before he was strapped

"I'm ready," he said then. "I seemed to have difficulty walking as he went from his cell to the execution room. The pastor said the 23rd Psalm as the prison guard took his last steps. Reeves carried a miniature Bible.

After the second shock a prison guard cut open his t-shirt with a knife so the doctor could check his heart with a stethoscope. "He was unconscious after the first shock," doctors said. "However the breathing mechanism just wasn't knocked out . . . he would have died anyway."

**LAST COURT APPEALS**  
"Reeves has had every benefit of the laws of this country and every benefit of appeal," Solicitor General Thetford said at a clemency hearing. The case went to the U.S. Supreme Court. The young Negro claimed at the hearing that he was forced to sit in the electric chair the night before he confessed to two counts of rape, three assaults with intent

**REEVES WAS STRAPPED** in the chair at 12:05 a.m. Two charges of electricity were sent through his body and he was pronounced dead at 12:12.

At Reeves' clemency hearing Wednesday, a recorded confession was played back. Reeves insisted he made the statement under pressure. He said he was forced to undergo questioning while seated in the electric chair.

**REEVES WAS TWICE CON-**

victed for raping a Montgomery housewife.

He left a poem willed to his mother and stipulated that any revenue received from its publication be divided between his mother and his church.

## Reeves Slates Final Plea

## For Mercy To Folsom Today

### Negro's Final Plea Up Today

*Montgomery, Ala.*  
Jeremiah Reeves, 22-year-old Negro scheduled to die Friday in Kilby Prison's electric chair, will make his final bid for mercy at a clemency hearing Wednesday at the governor's office.

Reeves was sentenced to die in November 1952 for raping a white woman here, and since that

Roy Huff, the defendant, will be electrocuted shortly after midnight Friday in Kilby Prison's electric chair unless his sentence is commuted to life by the governor.

Huff was given the death sentence for raping a young white woman near Camden in July, 1952. Court records showed the Negro held a knife at the throat of the victim during the assault while the victim's 10-month-old baby crawled nearby.

In both instances Reeves' case was appealed by the National Association for the Advancement of Colored People (NAACP) after Reeves' court-appointed lawyers dropped the case.

Shortly after his arrest here in November 1952 Reeves confessed to two counts of rape, three assaults with intent to rape, and one count of robbery. He later repudiated this confession, but was indicted on all six counts.

In the event Gov. James E. Folsom is absent from his office Wednesday the clemency hearing will be conducted by legal advisor E. C. (Bud) Boswell. The governor has the authority to commute a death sentence to life imprisonment.

According to Juvenile Judge Wiley C. Hill Jr., the youth was committed to the Alabama Industrial School for Negro Children at Mount Meigs where he will be required to stay until he reaches the age of 21.

The youth, identified when he was arrested by Sheriff Mac Sim Butler as Elisah Jones, admitted in a signed statement being in the bedroom of Mrs.

James Rittenour, 29-year-old dairy farm housewife, the sheriff said.

According to the sheriff, Jones admitted hitting the woman five times with his fist and once with a plastic figure. No motive was disclosed at that time for the attack, the sheriff said, nor was the woman molested outside of the beating.

A warrant sworn out by Mrs. Rittenour charged the youth with assault with intent to rape. Court of Common Pleas records reveal. The case was transferred to Juvenile Court where all charges are "delinquency."

Sheriff Butler stated at the time of his arrest that the attack had occurred sometime between 3 a.m. and daylight, and that the youth was arrested about 8:30 a.m. shortly after the sheriff's forces arrived on the scene.

A group of community citizens, along with the sheriff's forces and bloodhounds from Kilby Prison combed the area searching for suspects until dark that night.

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The woman added that she had made the investigation of the case in Wilcox County "because it wouldn't have been safe for Mr. Gray (Negry Atty. Fred Gray) to do so down there."

Perhaps her most serious charge concerned the defense given Huff by his court-appointed lawyers — Josiah Robbins Bonner and John L. Godbold, both white lawyers in Camden.

"One of them told me that they didn't give Roy much of a defense because they were being paid so little for their services," Miss Montez declared.

E. C. (Bud) Boswell, who was conducting the hearing, immediately interrupted her to ask which lawyer had made that statement.

"It was Mr. Bonner," she said. "But he didn't say it quite like that. He just said that because they had such little money they couldn't afford to do much looking for evidence."

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Miss Lola Montez, who said she had appeared on stage, radio, screen and television during the past 20 years, used all of her theatrical talents during the 90-minute hearing which more closely resembled a playhouse. She completely stole the show from the defendant, his counsel and state prosecutors.

At times the exchanges became very heated between Miss Montez and Wilcox Circuit Solicitor Blanchard McLeod.

Miss Montez, dressed smartly in black, described herself as a "problems counselor" and had taken an interest in Huff's case while working with a Birmingham television station.

She said she had gone into Wilcox County to investigate the case without compensation, adding that she had to borrow

(Continued From Page 1)  
enough money to drive here from New York in her 1955 sedan for the hearing.

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## VICTIM QUOTED

"Roy told me that the woman had told him of having a Negro lover in Butler County and she wanted him (Roy) to be her Negro lover," Miss Montez said. "She also told him that her husband just couldn't satisfy her like a Negro could."

And she added that only after the woman became fearful that she was pregnant did she make the charge of rape.

Noting that the court record had only mentioned that the victim's feet were blistered from fleeing from the Negro down a hot paved road, Miss Montez quipped that "rape is not of the feet."

"They did not say one word about the member of the body that was violated," she added.

Miss Montez also fired a few shots at Wilcox County, where she said "You can feel the hate for the Negro, it is like a cold wall."

"I look at this court record as though it were a very bad play, written for someone's political gain," she added.

## GRAY FEARFUL

Toward the end of the hearing it was apparent Fred Gray, Huff's counsel, was concerned by the testimony of Miss Montez.

In his rebuttal he stressed the fact that "we don't base our membership rolls until 1950, plea for mercy on what Miss Montez says."

And in concluding, Gray said Equity records contained no emphatically "the defense rests," obviously seeking to discourage Miss Montez from testifying further. But even the frantic waving of his hands failed to sway the woman. She arose again to say a few more words and to deny a charge by McLeod that her purpose here was to gather material for a story.

"I have no intention of writing about this case," she said, "unless the sentence is carried out."

McLeod, other than taking heated issue with some of the remarks made by Miss Montez, related the incidents leading up to the crime.

## KNIFE AT THROAT

He cited the fact that Huff had admitted chasing the woman, finally overtaking her and then forcing her to submit while he held a knife at her throat. The Negro, Roy Huff, was to have been executed early Friday throughout the attack the woman's eight-month-old baby crawled nearby.

Before he is eligible for parole under Alabama law, he must serve 15 years of his sentence.

AN ATTRACTIVE white woman, who identified herself as Lola Montez and said she was once a Broadway actress and also played in the movies, made a special appeal for mercy for Huff. Fred Gray, a Negro attorney, told the governor's legal adviser, E. C. Boswell, the woman was used as an investigator in the case.

Negroes, he said, didn't feel it would be safe to send an investigator of their own race into Wilcox County.

However, "We don't base our plea for mercy on what Miss Montez says," Gray added.

THE WOMAN, who said she is a free lance writer and problem counselor, told Boswell she was working for a Birmingham television station when she became interested in the case and she conducted her own investigation of the charges against Huff. She said she was convinced of his innocence.

The Negro attorney brought up three points in his plea for mercy. Huff was only 17 at the time, there was no clearcut evidence to connect Huff with rape and the Negro wasn't vigorously defended, Gray contended.

BLANCHARD MCLEOD, circuit solicitor who prosecuted Huff, said Miss Montez went to Wilcox County "with her mind made up" and her story contained "not a word of truth."

He added, "She wasn't looking for the truth and she didn't find it."

The solicitor introduced a recorded statement made after Huff's arrest, in which the Negro told of attacking the woman at knifepoint.

The headquarters of Actors Equity Assn. in New York said its membership rolls listed an actress named Lola Montez of Hollywood, Calif., until 1950. However, the association reported it had no later information on her and no listing of appearances on the stage appeared in records.

MONTGOMERY, Ala., April 10—(P)—The death sentence of a 19-year-old Negro was commuted to life imprisonment by Gov. James E. Folsom after a dramatic clemency hearing here yesterday.

The Negro, Roy Huff, was to have been executed early Friday in the electric chair at Kilby Prison. He was convicted two years ago of raping a young white farm wife in Wilcox Coun-

## At clemency hearing—

# Former TV girl here pleads for Negro's life

## Convicted Rapist Gets 10-Year Term

FLORENCE, Nov. 4—Billy Clemons, 22, was sentenced to 10 years' imprisonment this afternoon after conviction on charge of raping a young white woman Aug. 24.

A companion, J. L. Loveless, 30, was tried on the charge first and was given an 18-year sentence by the jury in Circuit Court last night.

Clemons' trial began today and the prosecuting witness was questioned concerning the attack.

Folsom can commute the sentence to life imprisonment.

MISS MONTEZ, who also identified herself as a free lance writer and what she called a problem counselor, told the governor's legal adviser, E. C. Boswell, that her investigation has convinced her the Negro is innocent.

The appeal was taken under advisement pending a decision.

Huff was sentenced to death on a charge of raping a young white farmwife in rural Wilcox County in July, 1956. State's attorneys introduced a recorded statement in which the Negro, who was 17 at the time, admitted threatening the woman with a knife.

The victim testified at the Negro's trial that she grabbed her 10-month-old child in her arms when the Negro threatened her and that she ran down a road seeking help. But she said Huff overtook her and raped her.

Miss Montez said she spent about four weeks in Wilcox County investigating the case but that the white people there had what she called convenient lack of memories and refused to discuss it.

NEGRO ATTY. FRED GRAY of Montgomery told Boswell he employed Miss Montez as an investigator because, he said he didn't feel it would be safe for Negro lawyers to make an investigation in Wilcox County.

Circuit Solicitor Blanchard McLeod, insisting that the death penalty be carried out, said "There's not a word of truth" in Miss Montez' story.

The Alabama Court of Appeals which earlier had upheld the conviction of I. E. Luker in

## Court Ousts 2nd Appeal In Assault

A 33-year-old white man, convicted of raping a 14-year-old Negro girl, lost his second appeal Tuesday from a 15-year prison sentence.

The Alabama Court of Appeals which earlier had upheld the conviction of I. E. Luker in

## Court Studies Reeves' Death Edict Appeal

**WASHINGTON**, Jan. 9 (UPI) — The Supreme Court today took under advisement an appeal by Jeremiah Reeves Jr., Montgomery, Ala., Negro convicted and sentenced to death in Alabama for rape of a white woman.

Reeves first was convicted in November, 1952, and sentenced to death. The Supreme Court set aside this conviction in December 1954.

Tried a second time in 1955, he again was convicted and sentenced to death.

Reeves' current appeal is based on contentions by his attorneys that the state failed to re-indict and re-arraign him after the first reversal by the Supreme Court; that Negroes are excluded from juries in Montgomery; that improper remarks were made in qualification of jurors at the second trial, and that the public was excluded from the courtroom.

William F. Thetford, representing Alabama, said he felt the state already has shown there was no discrimination among jurors.

The first reversal was not on these grounds but only referred to previous cases reversed for illegally obtained confessions. Thetford said no confession was involved in this case.

Orzell Billingsley Jr., representing Reeves, contended there were very few Negroes on jury lists in Montgomery at the time of Reeves' trial.

## Rapist Must Die; Appeal Turned Down

**WASHINGTON** (UPI) — The Supreme Court in a split decision, Monday dismissed the second appeal of convicted rapist Jeremiah Reeves Jr., young Negro sentenced to electrocution.

The action clears the way for Alabama to go ahead with the ex-

ecution of Reeves, who was convicted of raping a white woman, Ala., housewife in 1951. Reeves was 16 at the time of the crime.

Reeves' first conviction was reversed by the Supreme Court in 1954 on the grounds an illegally obtained confession was used against him. The State Supreme Court affirmed the death sentence on June 11, 1956, after a second trial.

Defense attorneys argued that Negroes were excluded from both the grand jury and trial jury and that Reeves was arrested on Nov. 10 but was not allowed to see anyone until Nov. 14 when he was indicted. He was compelled to plead on Nov. 15 and was tried and convicted on Nov. 26, the attorney's said.

## High Court Refuses Daily World Reeves Case

**ATLANTA**, Ga. (UPI) —

The Supreme Court Monday dismissed the writ of certiorari to call up the record for review in the case of Jeremiah Reeves Jr., state improvidently granted. Justice William O. Douglas voted.

Reeves, 21, waited for an automatic to review the judgment of state courts convicting him of

Mrs. Mabel Ann Cromer, wife in her home in Montgomery on July 28, 1951.

Reeves is in Kilby Prison in Montgomery under sentence of death to the electric chair.

The crime was committed by an unknown assailant. Reeves, then a 16-year-old boy, was arrested November 10, 1952. He was taken to the County jail where he remained five or six minutes. He was then taken immediately to Kilby Prison the state penitentiary.

At Kilby Prison, he was put in the death cell, questioned and threatened. He was warned by advice of counsel and was not allowed to see his parents until November 14, 1952, after he had made certain admissions, when his mother was allowed to visit him.

His arrest not only ended one of the longest manhunts in Montgomery history but it also touched off a legal fight which was to last even longer.

Reeves was "positively" identified by the two rape victims as their attacker. All other evidence also pointed to the young Negro's guilt.

Faced with this evidence,

# Condemned Rapist Has Two Hopes Of Eluding State Electric Chair

ALABAMA

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Reeves confessed to all six crimes and gave police a detailed account of each. He later repudiated these confessions, insisting he had signed the documents without even knowing what they said.

According to his statement, he had attempted to rape his first two victims but failed. And on Aug. 6, 1951, Reeves said in his statement he raped a white woman in the living room of her home.

"I entered the home of \_\_\_\_\_ She was sitting in a chair in the living room. I attacked her on the floor . . . I hit young Negro who in every instance answered the same description.

At least two of the victims weren't as fortunate as the first — they were brutally beaten and raped. The others were beaten and robbed, one being left with her hands bound tightly with a tie.

The attacks, which occurred over a period of 16 months and always on a Monday, brought a clamor for action from the public. Rewards totaling \$1,500 were posted by civic clubs, individuals and the state for information leading to the arrest of the attacker.

At one time a citizens' posse of more than 500 men combed the vicinity of an attack seeking some clue which might lead to the identity of their elusive prey.

On Nov. 10, 1952, less than four hours after the sixth victim had been brutally beaten in her Cleveland avenue home, the case was broken.

The police announced the arrest of 17-year-old Jeremiah Reeves, a drummer in a Negro jazz band.

His arrest not only ended one of the longest manhunts in Montgomery history but it also touched off a legal fight which was to last even longer.

Reeves was "positively" identified by the two rape victims as their attacker. All other evidence also pointed to the young Negro's guilt.

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"I tussled with her for some 15 to 20 minutes. My purpose when I left home, I was going to get money but when I grabbed her and was tussling with her the idea came to me to rape her. I never did," Reeves recounted in his statement.

About 3 p.m. on the day of this attack Reeves was picked up by Montgomery police.

On Nov. 14, 1952, a grand jury indicted Reeves on six counts — two of rape, three assaults with intent to rape and one count of robbery.

On Nov. 26 Reeves' trial began and two days later — after the jury had deliberated only 34 minutes — he was found guilty and sentenced to die.

That was Reeves' own description of the first rape case.

The arrival of a daughter apparently saved Victim No. 4 from being raped. Reeves recalled that he was tussling with the woman when "she screamed, and at that time her daughter was coming in."

The fifth victim was also raped.

"There I attacked her in the front bedroom," his statement said. "I scuffled with her for a few minutes. I hit her a number of times and she screamed."

It was for this rape that Reeves was tried, found guilty and sentenced to die. He never stood trial for the other crimes.

The victim in this case, a young housewife, recalled during the trial that she was seated before a mirror making up her face when she saw the reflection of the Negro standing in the door of the bedroom.

She said he grabbed her around the neck and began to choke her. Then he forced her. He then dragged her to the floor and beat her head against the floor until she passed out.

Doctors who testified in the trial (four months later) said she was still receiving treatment for her head injuries.

The sixth and last victim was taking a nap when Reeves entered her home. He said he had looked in vain for some money and during the search the woman

was awake.

It was not until December, 1954, more than two years after his conviction, that the U.S. Supreme Court acted on the case. And they ruled in favor of Reeves, setting aside his conviction.

Circuit Solicitor William Thetford of Montgomery, who had prosecuted the case with the assistance of Robert Stewart, called for another trial.

The trial was finally held June 1, and on the following day Reeves was found guilty for a second time and again given the death penalty.

The NAACP followed the same route again. First the automatic appeal to the Alabama Supreme Court, which again upheld the decision, and then on to the U.S. Supreme Court.

It was only last week — five years and two months after con-

viction — that the high tribunal ency from Gov. James E. Folsom. By law, the governor of Alabama has the power to commute a death sentence to life imprisonment.

Reeves, now 22 years old, is scheduled to die in the orange colored electric chair at Kilby Prison on March 28. He still has two hopes of escaping the chair. He may petition the U.S. court for a re-hearing, and finally, he will get an opportunity for clem-

# Boomed Attacker Saved From Chair Pensacola, Fla. 2 Others Prison

Deaths Decisive

MONTGOMERY, Jan. 30 (AP)—A young Negro golf caddy was saved from the electric chair today because two other Negroes convicted with him of raping a white woman got off with prison terms.

Gov. James E. Folsom commuted the sentence of 23-year-old Samuel Taylor of Birmingham to life imprisonment following an appeal for mercy which highlighted a clemency hearing yesterday.

The Negro was to have been put to death in Kilby Prison's electric chair shortly after midnight. Under Alabama law, he now must serve 15 years before he can be eligible for parole.

Taylor and two other Negroes were convicted of raping a 19-year-old white girl near Tarrant while holding her boy friend at bay with a knife.

One of the other defendants got 99 years and the third Negro drew a sentence of only 10 years although the governor's legal adviser, E. C. (Bud) Boswell, said evidence showed he was the "leader" in a conspiracy to assault the girl.

Boswell presided over yesterday's clemency hearing.

Court-appointed defense attorneys argued it would be unfair to electrocute Taylor while the other Negroes lived. Asst. Circuit Solicitor Cecil Deason, representing the state, insisted the death penalty should be carried out. He said all three Negroes should have been condemned to die.

## Reeves Faces Last 3 Weeks

A convicted Negro rapist who writes poetry in his death cell has less than three weeks to live unless he gets another appeal into court or unless Gov. James E. Folsom spares his life.

Jeremiah Reeves Jr., 22-year-old Reeves, who has twice been scheduled to die in Kilby Prison's electric chair March 28 for raping a white woman. He has twice been

sentenced to death for the same offense.

His attorney, Peter Hall, Birmingham, said yesterday that no further court action is contemplated and the matter will be left up to the governor who has authority to commute a death sentence to life imprisonment.

Reeves was 17 when a jury in Montgomery convicted him in 1952 of raping a young white woman and sentenced him to die. The U. S. Supreme Court reversed the sentence, but the Negro was tried again and sentenced to death for a second time in 1955.

He appealed again to the Supreme Court, but the nation's highest tribunal abruptly threw out the appeal last Jan. 14 with the explanation that an earlier decision to review the case had been "improvidently granted."

## Judge Seeks To Void Edict Of High Court

Montgomery

By GARDNER BRIDGE

WASHINGTON, March 10 (AP)—The judge who sentenced Andrew R. Mallory to die in the electric chair asked Congress today to wipe out a new Supreme Court rule that set him free.

The jurist's views were challenged by two lawyers and a law professor.

Mallory's conviction on a rape charge was thrown out by the Supreme Court last June on the ground there had been unnecessary delay between the time of his arrest and his arraignment. It was during that interval, police said, that he confessed.

U. S. Dist. Judge Alexander Holtzoff, who presided at the 22-year-old Negro's trial and sentenced him to death, told a Senate subcommittee it would be "very helpful indeed if we could revert back to the time-honored rule." Under this rule, he said, all voluntary confessions were admissible as evidence in federal courts.

"To exclude voluntary confessions on any grounds is detrimental to the administration of justice," Holtzoff said, "and has on occasion permitted the guilty to go free."

Two Washington criminal lawyers, Edward B. Williams and Myron Ehrlich, and Prof. Arthur E. Sutherland of Harvard Law

School, disagreed. They followed Holtzoff in testimony before a Judiciary subcommittee on constitutional rights which is inquiring into the effects of the Mallory case ruling.

Still another witness, Cook County (Ill.) Sheriff Joseph D. Lohman urged that steps be taken to spell out just what police can and cannot do in arresting and questioning suspects.

Appeals Lost—

## Negroe's Life Up To Folsom

Montgomery, Ala.

James 3-1-58

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## Negro Fights Death Chair 'Confession'

Montgomery, Ala.

James 3-1-58

MONTGOMERY, Ala., March 26 (AP)—A condemned Negro fighting for his life told today of being forced to sit in the electric chair while being questioned about a series of rape attacks on white women.

The partially confirmed testimony from Jeremiah Reeves Jr. highlighted a dramatic clemency hearing in Gov. James E. Folsom's office. Unless the governor intervenes, the 22-year-old Reeves is scheduled to die in the chair at Kilby Prison early Friday.

Folsom was absent from the hearing. His legal adviser, E. C. Bowell, presided instead. No immediate decision was announced.

Reeves, who has twice appealed to the U. S. Supreme Court, told Bowell he was taken into the execution chamber at Kilby by former deputy warden, O. R. Dees, after his arrest in 1952 and forced to climb into the chair while Dees questioned him.

Later, the Negro said, he signed a statement admitting he raped two white women in Montgomery, tried to rape three others and beat and robbed a sixth victim. He was indicted on all six counts,

but tried only on one rape charge.

Circuit Solicitor William F. Thetford, resisting the Negro's appeal for mercy, said Reeves' protest about the electric chair was irrelevant since the subsequent signed statement was never used against him in court.

Thetford said he abandoned plans to introduce the statement in evidence after Dees told him about taking the Negro into the execution chamber for questioning.

Reeves, clutching a Bible in his hand, admitted making the statement, but said he did so under pressure and after being coached by state authorities. Thetford denied that any coercion or promises were used and insisted the statement was voluntary.

## Assault Trial Opens Today At Rockford

Rockford, Ill.

A 53-year-old unemployed Negro who once served a term for bank robbery in Ohio goes on trial today charged with raping an 18-year-old white woman last spring.

Rape is a capital offense in Alabama and the defendant, Arthur D. Robinson, could be sentenced to the electric chair if convicted.

Circuit Solicitor Conrad M. Fowler of Columbiana said the attack on the elderly white woman took place at her small farm home about three or four miles north of Godwater on Easter night.

The victim, who lived alone not far from a son's house, said she also was robbed of about \$1. Her son was at church at the time.

Kilby Prison records show that Robinson was sentenced to nine years on three cases of robbery in Jefferson County, Oct. 10, 1948 and was dismissed in March 1954.

He was sent back to prison Oct. 8, 1956 when convicted of violating the liquor law.

Fowler said Robinson also served a 10-year sentence for bank robbery in Ohio. Ohio records show that Robinson was paroled in April, 1943 after serving the robbery sentence.

According to prison records, Robinson gave his birthplace as Tennessee.

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## Samuel Houser Cleared Of Criminal Assault Charge

By MARCEL HODSON

A young East Birmingham man, who had been tried on a charge of allegedly criminal assault, a 30-year-old neighborhood woman, two weeks ago, was found "not guilty" cleared of any rape charges at trial. Last week, however, it was

exonerated. Sammie Houser, 27, of 150 North Coosa Street, was cleared of charges during his trial in Court Judge Francis Thompson's Criminal Court, Thursday, October 30.

Officers C. E. Pyle and F. Allen quoted McConley as saying that he accidentally walked into a piece of iron pipe on the back of his truck and knocked himself unconscious, around nine p. m.,

Thursday. He was further quoted as saying that when he parked the truck, he discovered that he was walking home. He had not checked off the mileage on the speedometer. He said that around 1:40 a. m., October 18, she when he turned around to check his mileage and then the pipe, allegedly criminally assaulted.

### HIT WITH TABLE

Mrs. Irma Spencer, 24, of 2010 North Avenue, was treated at a local hospital for a wounded and suspicion of attempted murder bruised head and right hand, last week, police said.

Officers R. F. Mears and E. E. Shaddix quoted Mrs. Spencer as saying that she and a marriage-related man of the same address were fighting in their home around four p. m., Thursday, October 30, when the man picked up an end-table and allegedly whopped her with it.

**CUT OVER MONEY**  
John T. Berry, 35, of 1425 North Avenue, declined to press assault charges against a 32-year-old woman identified as his girl-friend and no arrest was made, police said.

Officers E. F. Mitchell quoted Berry as saying that he and the woman were arguing over some money in their home, around 1:45 p. m., October 30, when he allegedly cut him on his left with a butcher knife.

**KILLS ON TRACKS**  
Mrs. Louella Moore, 30, of 309 27th Place, was treated at the University Hospital for a two-inch cut on her head and bruised left knee, last week, police said.

Officers D. A. Wallace and D. A. C. L. Harris further quoted Mrs. Moore as saying that she accidentally fell on railroad tracks behind the Birmingham train terminal station, North 20th Street, enroute to home, around one a. m., October

28, and struck her head and knee on the tracks.

**KNOCKED SELF OUT**

Police said Howard McConley, 30, of 656 South Omega Street, was found unconscious lying near his truck in the company lot of his place of employment, a local furniture company, 2203 North 2nd Avenue, late Thursday night, October 30.

Officers C. E. Pyle and F. Allen quoted McConley as saying that he accidentally walked into a piece of iron pipe on the back of his truck and knocked himself unconscious, around nine p. m.,

Thursday. He was further quoted as saying that when he parked the truck, he discovered that he was walking home. He had not checked off the mileage on the speedometer. He said that around 1:40 a. m., October 18, she when he turned around to check his mileage and then the pipe, allegedly criminally assaulted.

### SHOOTING AND CUTTING

Two men were hospitalized with serious body wounds and a third man was arrested and jailed on a charge of attempted murder bruised head and right hand, last week, police said.

One victim, Arthur Lee Rozell, 28, of 121 Holly Avenue, Pratt City, was admitted to University Hospital, suffering from a cut in his left shoulder, his neck and a stab wound in his stomach. The second victim, James Williams, of 432 Bibb Street, Pratt City, was admitted to the same hospital, suffering from a shotgun wound in his left hip. Police said that both men will face attempted murder charges when and if they recover from their injuries.

A third man, Clarence Williams, 25, of 432 Bibb Street, was arrested and jailed on suspicion of attempted murder. Attempted murder charges were filed against a fourth man identified as John Williams, 20, of the same address, police said.

Detectives Vernon T. Hart and T. E. Lindsey quoted witnesses, Miss Johnnie Mae Williams, of 432 Bibb Street, and Joseph Duncan, of 417 Bibb Street, as saying that while Rozell and James Williams had engaged in an argument over Williams' sister, earlier, between 7:30 and eight o'clock Thursday night, October 30, Rozell was cut on his shoulder.

Officers R. H. Montgomery and C. L. Harris further quoted witnesses as saying that after the earlier fight, Rozell returned to

the Williams' home with a 16 gauge single-barrel shotgun, around 11:30 p. m., and allegedly shot James in his hip. Then, they said, John and Clarence Williams caught Rozell, took the shotgun, allegedly beat him with it, breaking it into three pieces and then stabbed Rozell in his stomach with a knife.

### BILLFOLD DISAPPEARS

Miss Gay Frances Jones, of 8-C West Graymont Avenue, reported that someone entered her home, sometime between 6:30 and 8:45 p. m., Thursday, October 30, and stole \$40 from atop a chest of drawers, police said.

Officers C. R. Jones and O. C. Ellard quoted Miss Jones as saying that she had entertained several guests in her home with a party. She added that when the party was over and the guests had left, she found that her billfold with the money enclosed also had disappeared.

## Negro convicted of rape decides not to try appeal

**ROCKFORD, ALA., Oct. 4—**(P)—A 53-year-old Negro ex-convict sentenced to 10 years in prison when convicted by a Circuit Court jury on a charge of raping an elderly white widow has decided against an appeal.

His court-appointed attorney, Robert Teel of Rockford, said he conferred with the defendant, Arthur D. Robinson, and they decided against appealing the sentence returned Thursday.

Robinson was given the minimum sentence of 10 years in prison.

The Circuit Court jury deliberated more than three hours before convicting Robinson of rape, a capital offense in Alabama.

The jury fixed the sentence.

**CIRCUIT SOL.** Conrad Fowler of Columbiana did not specifically demand the death penalty.

At the trial the victim identified the Negro as the man who attacked her. She said he also robbed her of about \$1.

Robinson denied the charge. He said he was at home at the time of the attack, about 6:45 p. m. last Easter.

## Claims Negro guilty—

## Jury erred in rape case, judge says

Judge Alta L. King said in court today that a jury which had earlier in the week dismissed a charge of rape against a 28-year-old Negro "didn't pay much attention to the evidence."

"It was a jury of good, conscientious men, but they were misled by your oratory," Judge King told Atty. Lawrence B. Sheffield, Jr., who represented the defendant.

Judge King said that despite the jury verdict, "I thought the boy was guilty. There is no question about it."

He said during the lawyer's summation he had been watching the faces of the jury, and that is when he arrived at the conclusion that it was being misled.

Judge King said, "He got acquitted, but he shouldn't have." "You have a bad client."

The judge then said the defendant was "worthless" and did not attempt to find work, but continued to let his family support him.

Theodore Williams of Rt. 10 Box 714, Wenonah, today was requesting that his probation in an earlier case be continued. He had pleaded guilty in 1956 to a charge of night time burglary with intent to commit robbery.

Sheffield and his associate, Harold T. Ackerman, told the judge their investigation made it apparent to them that the defendant was innocent of the burglary charge.

They said it would not have been sustained if he had properly been represented by the attorney he had at that time.

Judge King said he would "mis-treat my oath of office" if he reinstated Williams' probation.

THE JUDGE then asked Deputy Solicitor Cecil Deason if he had anything to say about the case. Deason replied that if the judge would revoke the probation, he would suggest nolle prossing (not prosecuting) an attempted rape charge, which was a companion case to the case on which the jury had already deliberated.

The attorneys then told Judge King "If you feel the defendant is so bad, we would rather have the case set down."

Nicked out of line-up—

# Negroes charged in Ensley rape

BY BUD GORDON

News staff writer

Three teen-age Negroes were charged with rape and robbery today after they confessed to police that they attacked a 54-year-old white Ensley woman last Wednesday and robbed her escort.

Detectives C. L. Stevens and V. T. Hart identified the trio as Ernest McCoy, 19, of 2606 Slayden-av; Sid Hood, 16, of Birmingham Rt. 15; and John Robert Johnson, 16, of Birmingham R. 15.

HARRY CRUMP, 24, of 332 Parkway, Westfield, picked all three out of a police lineup Saturday, and identified them as the ones who robbed him of \$30 and raped his date last Wednesday in Sherman Heights.

Crump said he and his date were parked on the Sherman Heights Grammar School grounds about 7:55 p.m. Wednesday when three Negroes approached their car.

The young man said one man opened the door on one side of the car and the other two went to the other side. Crump told the detectives he was forced out of the car, robbed at knifepoint and forcibly held some distance from the car while one of the Negroes attacked his date.

Crump identified Ernest McCoy as the Negro who raped the girl, and he said the other two Negroes held him during the attack.

STEVENS SAID all three were arrested late Friday night by Officers T. D. Whitfield, D. M. Alexander, G. M. Turner and W. D. King. The officers said the arrests came after a systematic check of the neighborhood.

Stevens and Hart said Sid Hood was the first to confess. They said Johnson made a statement next, followed by McCoy. The two detectives said all three signed statements admitting participation in the attack.

But Smith said, when asked if the controversial Jimmy Wilson case may have figured in the sentence: "I don't think it had a particle of influence." Wilson was sentenced to death for the \$1.95 robbery of a white widow at Marion, Ala., and his case received worldwide publicity. The Negro's sentence was commuted to life imprisonment last Monday by Gov. James E. Folsom.

Smith said, "I can't give an

## AGED WIDOW ATTACKED

# Negro Meted 10 Years

## In Rockford Rape Trial

Rockford — A Negro man was convicted Thursday of raping an elderly white widow and an elderly white woman.

Sixty-one-year-old Carter, a veteran jurist, said he was certain there had never been a minimum sentence returned in Alabama before in a rape case involving a Negro man and white woman.

The Negro man, who gave his birthplace as Tennessee, was sentenced to nine years imprisonment in Kilby Prison Oct. 10, 1946, on three charges of robbery in Jefferson County. Dismissed in March, 1954, he was sent back to prison after being convicted Oct. 8, 1956 of violating state liquor laws. He also served a 10-year-sentence in Ohio, being paroled in April, 1943, the solicitor said.

The 10-year sentence is the minimum under Alabama law.

But court-appointed attorney Robert Teel of Rockford indicated Wednesday night Robinson may appeal the verdict. Teel said he had not decided whether to appeal but would confer with the Negro Friday "to see what he wants to do."

The trial judge, the circuit

solicitor, the county solicitor and

a Montgomery jurist with many

years experience in criminal

cases said they could recall no

case in this state in which a Ne-

gro was given the minimum sen-

tence on conviction of raping a

white woman. Criminal assau-

litor, who represented the pro-

secution in selecting the jury, said

he never commented on the ac-

cution of juries.

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the controversial Jimmy Wilson

case may have figured in the sen-

tence: "I don't think it had a

particle of influence." Wilson was

sentenced to death for the \$1.95

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day by Gov. James E. Folsom.

Smith said, "I can't give an

In Homewood case—

# Negro gets chair in rape

A Circuit Court jury today de-creed death in the electric chair for a young Negro charged with raping a white woman in a Homewood school.

The jury deliberated only 28 minutes before returning a death verdict for Ernest Cornell Walker, 24, former janitor at the school.

Walker in a signed statement admitted raping the middle-aged bespectacled woman Nov. 1.

HIS COURT-APPOINTED at-torneys did not present any de-fense testimony but in final arguments to the jury said Walker must have been insane. Walker had pleaded innocent and innocent by reason of insanity.

Deputy Circuit Solicitor Wil-lard McCall in his closing argu-ments asked the death penalty for what he called a "horrible crime."

Circuit Judge Alta L. King postponed sentencing until early this afternoon.

WALKER SHOWED no emotion as the jury foreman read the verdict.

One entire side of the court-room was filled with Negroes at the concluding portion of the trial this morning.

The prosecuting and defense attorney finished their closing arguments to the jury in about half an hour, much less time than usual for a capital case.

The conviction carries an au-tomatic review to the Alabama Supreme Court.

MC CALL HAD CALLED only six witnesses to the stand in presenting the state's case.

The housewife, 47, testified Walker broke into her apart-ment adjoining the school after her husband left to go shopping on the morning of the attack.

She said Walker ripped her pajamas to shreds, dragged her screaming and crying for help up a flight of stairs and raped her on a stair landing.

Jackson quoted the woman as saying that Negro man attacked her after she caused him per-

mission to hunt on surrounding land.

THE HUSBAND, building superintendant at the school, testified he returned home to find Walker with gun he had found.

He said Walker robbed him of \$5 and locked him in the closet with his wife. He testi-fied Walter later returned and locked him in another room.

Walker, in his statement, ba-ded raping the woman and robbing her husband.

# Man loses appeal in rape of Negro

MONTGOMERY, Ala., Aug. 21.—(P)—The State Court of Appeals Tuesday dismissed a rehearing request of a white man convicted of raping a 14-year-old Negro girl and sen-tenced to 15 years in prison.

The appeals court had earlier upheld the conviction of 53-year-old I. E. Luker in Covington County. It refused to reconsider its finding.

Luker was charged with raping the Negro girl in 1956 on a lonely road near Flora. The girl said Luker forced her into his pickup truck on the pre-tense of taking her to baby sit for his family.

Luker denied the charge.

27e(2) 1958

ARKANSAS

9521

## Court Leaves Open Death Appeal

WASHINGTON, D. C. (UPI)—The Supreme Court has denied the petition of Luther Bailey for a writ of habeas corpus or of his conviction of rape.

Bailey had filed a writ of habeas corpus in the Supreme Court, asking that his conviction be set aside.

Bailey was seeking a review of his conviction by the Arkansas Supreme Court, refusing to set aside his conviction and death sentence.

He claims he was denied the processes of law to compel witnesses to appear and testify at his trial.

Bailey is waiting death in the electric chair for a rape in Pulaski County, Ark. He was convicted there on Oct. 22, 1956.

## COURT DENIES HEARING

### Arkansas Negro Facing Death For Assault

WASHINGTON, Oct. 20.—(AP)—The Supreme Court Monday refused a hearing to Luther Bailey, Negro under death sentence in Arkansas for criminal assault.

Bailey was convicted in Pulaski County, Ark., on Oct. 22, 1956. The Arkansas Supreme Court last May 10 refused to set aside the death sentence.

The Negro contendend in his appeal to the high tribunal he had been denied the right of having compulsory process for obtaining witnesses in his favor.

The Supreme Court in refusing Bailey a hearing said its action was without prejudice to the filing of a petition for writ of habeas corpus in an appropriate Federal District Court.

9520

## Life Term Given Roofer For Rape Attempt

John Munson Williams, a 36-year-old roofer, yesterday was found guilty of attempted rape of an Alexandria housewife and sentenced to life imprisonment.

The conviction came after a day-long trial at which the victim, a 38-year-old mother of four children, told an all-male jury Williams dragged her through a hedge near Oronoco and Washington streets about 9 p.m. December 11.

"He knocked me to the ground and tore at my clothing," she said, "and every time I tried to yell he beat me in the face."

According to his attorney, Richard S. Luckett, Jr., Williams, who is divorced, is a native of Nelson County, Va. At the time of the attack, he had been out of prison and living in Alexandria for only six months. He lived in a rooming house in the 300 block of North Columbus street. He has two previous convictions, Mr. Luckett said, both for auto theft.

### No Appeal Planned

As the jury announced its finding and Corporation Court Judge Franklin P. Backus passed sentence, Williams stood expressionless. The woman, however, grew faint and almost fainted.

The penalty in Virginia for attempted rape, the same as for rape, is from three years' imprisonment to death. Mr. Luckett said he plans no appeal. Commonwealth Attorney Earl J. Wagner, who prosecuted the case, said he does not think Williams will be eligible for parole in less than 12 years.

Williams' victim, who was hospitalized for 10 days for treatment of shock and injuries to the head, said the attack occurred while she was Christmas shopping.

"I prayed and I told him I was married and had four children," she said, "and I begged him to stop, but he wouldn't."

### Breaks Away

Finally, however, she broke away and ran into the street screaming. A motorist, Dr. Hayne Kendrick, of 1028 Valley Drive, Alexandria, stopped his car and came to her assistance. Together they trailed Wil-

## Appeals Court Upholds Dismissal Of Rape Charge Against Gunther

*Wash. Post*  
*Wash. D.C.*

The United States Court of Appeals upheld yesterday dismissal of the rape charge against Kenneth H. Gunther, whose case has been involved in the controversial criminal insanity field.

Last December, District Court Judge Edward A. Tamm dismissed the 1952 rape indictment on the grounds Gunther had been denied a speedy trial.

Gunther had been convicted of rape in 1953 and had been sentenced to three to nine years in prison. In 1954 the Appeals Court reversed the conviction and established a new criminal law procedure. When a criminal suspect is found of unsound mind prior to trial, the court ruled, there must be a judicial determination of his mental competency to stand trial before he is tried.

Judges E. Barrett Prettyman, David L. Bazelon and John A. Danaher said in yesterday's opinion that Gunther has spent approximately six years either in jail or in a mental hospital since his arrest. After his conviction was reversed, the Court said, Gunther was entitled to a new trial "as reasonably soon as circumstances would permit."

There were many delays over the years, the Court said in the unsigned opinion, with "a fair proportion attributable to the Government." Tamm found that the delay was unnecessary and Gunther was jeopardized in his defense by the time lag, the Court said yesterday, and "we cannot say the Court (Tamm) erred."

However, the Appeals Court made it clear that "we decide this case on its own facts, which . . . are unusual."

9519

**Mallory  
leads  
American  
to guilty  
conviction**

**WASHINGTON**  
Andrew Mallory pleaded not guilty to charges of unlawful and simple assault

Today in Municipal Court, his case was continued until next Friday for a jury trial. Municipal Court Judge Armond Scott set bond at \$1,000.

**MALLORY'S CASE** was referred to Municipal Court after District Court grand jury failed to indict him on felony

is accused of forcing an 8-year-old girl into an apartment in the Black Gales St. where he formerly been employed as a waiter.

Mallory previously was freed on criminal assault after the famous Supreme Court decision last year.

**Mallory's Kin  
in Plea  
for New Trial**

**Court Refuses  
Request on Ruling  
that Freed Uncle**

**THOMAS**  
**andrew**  
The State Court of Appeals yesterday refused a new trial to Milton Mallory, who was accused of rape. The Court case involved a plot based on one decision, the court said there was no unnecessary delay between the arraignment of the accused and with the court. In a dissenting opinion, Wilbur K. Miller, the majority, Judge

**David L. Bazelon filed a strong dissenting opinion.** In it he said: "In the case of Andrew Mallory, the trial judge committed a serious error in June, 1954, when he failed to arraign him at midnight. Even though he could not have pleaded intelligently (in a hearing before a magistrate), or (2) that the child's story should not have been checked, or (3) that Mallory must have been arraigned at midnight."

The opinion also said that no "prolonged questioning" took place at any time and that Mallory was warned he did not have to sign the confession if he did not want to.

But Judge Bazelon, in his dissent, said the warning by police to Milton Mallory was not given before he made the oral confession. The judge noted police testimony that they had made no threats or promises to get the confession. However, he added, "experience teaches that police testimony that they used no improper inducements is not always reliable." Judge Bazelon said that, in his opinion, the delay was definitely unnecessary.

Judge Bazelon said Mallory was arrested at 8 p.m., November 22, 1954, that he denied having assaulted the child during questioning that night, only to make an admission of the crime after the questioning was resumed at 9 o'clock the following morning.

Judge Bazelon said the police should have taken Milton Mallory before a magistrate for arraignment the following morning, instead of resuming the questioning, especially in view of the fact that the attack on the child had been corroborated by hospital tests during the night.

The dissent also attacked "any suggestion that arraignment may be delayed long enough to give the police an opportunity to explode the accused's claim of innocence." This Judge Bazelon said, is "unsupportable."

In the opinion refusing this request yesterday, Judge Prettyman said the trial record showed Milton Mallory was so drunk he was "incoherent" when arrested. The judge also pointed out that police had to check out the rape accusation of the girl through a hospital examination of the child.

**Alternative Recited**

The opinion added:

"The only way we see to find an unnecessary delay in this case would be to hold (1) that the half-drunk man should have been forthwith arraigned,

even though he could not have pleaded intelligently (in a hearing before a magistrate), or (2) that the child's story should not have been checked, or (3) that Mallory must have been arraigned at midnight."

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## DEAT MALLORY CASE

**I would rather see Mallory go free — Howard professor**

**Procedure.**

**WASHINGTON**  
Because of the controversy aroused by the Supreme Court's decision in the McNabb case some eight months ago, the AFRO invited several attorneys interested in the subject to give their opinions of the ruling whether favorable or unfavorable.

The case involved Andrew Mallory, who escaped death when his conviction was upset by the Supreme Court opinion.

**IN RESPONSE** to our invitation, Herbert O. Reid, professor of criminal law at Howard University commented:

"THE DISCUSSION of the Supreme Court's decision in the 'Mallory' (Andrew Mallory) case has engendered more heat than light on a vital question affecting our civil liberties.

"Further discussion of this matter might be more productive if directed first to an analysis of what the court decided in the Mallory case.

"This decision reversed a conviction of a man on grounds that detaining an arrested person for interrogation to establish probable cause prior to arraignment, constitutes unnecessary delay so that the requirements of Rule 5(a) of the Federal Rules of Criminal Procedure were not met, and a voluntary confession obtained during such delay must be excluded.

"Subsequent to the decision, the government felt that without the confession it could not make a case against the defendant and hence released him.

"THE SUPREME COURT held that detaining this defendant for more than twenty hours before taking him before Federal Commissioner for arraignment did not meet the requirement that he be brought 'without unnecessary delay before the nearest available Commissioner,' as provided for by the Federal Rules of Criminal

"The court spoke of circumstances justifying a brief delay where the story volunteered by the accused is susceptible of quick verification."

"The police may question the suspect while he is being searched, while the scene of the crime is examined or during ordinary administrative steps required to bring a suspect before the nearest available magistrate."

"What the court is seeking to prevent are delays for questioning to determine innocence, to solve related crimes, or to uncover co-conspirators."

**'THE FORTHCOMING** Judicial Conference has placed on the agenda of its next meeting a discussion of whether Rule 5(a), as interpreted by the Mallory case, should be changed.

"The proposed statutory changes being considered by Congress are not aimed at the issue of whether questioning renders a delay unnecessary, but are really attacks upon the early McNabb doctrine."

"The various proposals provide that . . . 'confessions or other evidence shall not be inadmissible solely because of delay in taking an arrested person before a Commissioner.'

**"MANY LAY** persons tire with the protections surrounded an accused person and the fact that many persons accused with crime escape punishment. It is necessary, however, to remember that the protections inherent in our Anglo-American jurisprudence are not to be regarded lightly!"

"ON THE other hand, in favor of the decision it is contended that the rule of the Mallory case would not preclude a short delay for checking a suspect's story by outside sources.

# Celler discontent with Mallory rule

WASHINGTON, D.C. (NNPA) — Representative Emanuel Celler of New York, chairman of the House Judiciary Committee, has disagreed with the majority of his committee and said he will file a minority report on the bill to modify the Mallory rule.

The Mallory rule gets its name from Andrew Mallory and the decision of the Supreme Court reversing his conviction of rape in the District of Columbia.

Chief Robert V. Murray directed his ~~precinct captains~~ and commanders of other police units to prepare lists to be signed by their men after they have read the material.

The Supreme Court threw out a confession police had obtained from Mallory during a 7½ hour grilling after his arrest and before he was arraigned. The court said the delay in arraigning Mallory violated the Federal court rule against "unnecessary delay."

POLICE have interpreted the decision as a bar to any questioning of a prisoner before arraignment and say this will prevent solution of many crimes. The Justice Department also is not supporting the bill to modify the Mallory rule.

Attorney General William P. Rogers told a press conference Tuesday that the Justice Department is not yet convinced that the decision needs to be changed by legislation.

"We like to wait to see what our experience is under Supreme Court decisions," Rogers said. "We are not yet sure we need legislation."

Calling the Mallory case "a bad case, involving rape and the imposition of the death sentence based upon a confession," Mr. Celler said: "But nonetheless, any defendant, whatever his station, high or low, is entitled to his constitutional rights."

After the Supreme Court ordered a new trial for Mallory, the United States Attorney here moved to dismiss the case. Apparently the Government had no evidence except the confession.

## Police Ordered to Read Book on Mallory Case

Every member of the Metropolitan Police Department was ordered yesterday to read and become thoroughly familiar with a 71-page book on the Mallory decision.

Chief Robert V. Murray directed his ~~precinct captains~~ and commanders of other police units to prepare lists to be signed by their men after they have read the material.

The book contains transcripts of lectures by United States Attorney ~~John~~ Gasch and some of his assistants, explaining the effect of the Mallory decision on police procedures. The lectures were

made last month before 200 officials and detectives.

In the Mallory case the Supreme Court refused to allow into evidence a confession obtained during "an unnecessary delay." In general, Gasch's interpretation has been that the normal processing from arrest to arraignment can be interrupted only by delays which are beyond police control.

Murray ordered his men to make every reasonable effort to prepare their cases in accordance with the advice contained in the book.

Copies were given to captains, lieutenants, sergeants and detectives. Privates were directed to read extra copies at the precinct stations.

## Senators hit at Mallory ruling

in violation of the Federal Rules of Criminal Procedure, which requires that an arrested person be taken before a committing magistrate "without unnecessary delay."

WASHINGTON, (NNPA) — The Senate Judiciary Committee by a vote of 9 to 1 Monday, favorably reported a second bill to nullify a Supreme Court decision.

The bill, which now goes to the full Senate, would nullify the effects of the Mallory decision. In that case, the court ruled that a prisoner must be arraigned "without unnecessary delay."

It would make admissible evidence confessions in criminal cases if the only defect was the delay in taking the person arrested before a committing magistrate.

UNDER TERMS of the bill the police could detain a prisoner for the purpose of extracting a confession, even though they would be required to warn him that anything he said might be used against him.

The facts in the Mallory case were simple. Andrew Mallory, a 19-year old youth of limited intelligence, was charged with rape. He was arrested at 2 p.m., April 8, 1954, and questioned by police intermittently until he confessed to the crime some eight hours later. He was not arraigned until the next morning.

His trial was delayed for a year because of doubt about his capacity to understand the proceedings against him. At the trial he was convicted and sentenced to death.

On appeal, the Supreme Court reversed his conviction holding that there was undue delay between the time of arrest and time of arraignment.

## Mistrial Is Caused By Mallory's Lawyer

Washington, D.C.

The jury trial of Andrew Roosevelt Mallory on an assault charge lasted no more than 10 minutes in Municipal Court yesterday, ending in a mistrial when his own lawyer referred to him as a convicted rapist who had been sentenced to die in the electric chair.

Following the remark by defense attorney Edward Groncki, Judge Thomas C. Scalley immediately dismissed the 12-member jury panel and declared a mistrial. Since they had heard the prejudicial remark, Scalley told the prospective jurors that he could not ask them to rule on Mallory's guilt or innocence without bias.

Mallory, subject of the Supreme Court's controversial Mallory decision, is charged with unlawful entry into an apartment at 1704 Gale St. No. 1 on Jan. 3 and assault on its occupant, Mamie R. Hunter. Mallory's prior ~~rape~~ conviction was never reversed last June, when the Supreme Court ruled his confession had been obtained during an unnecessary delay between arrest and arraignment.

During examination of the jury panel yesterday, Groncki asked if any of the members knew Mallory or had read of him in newspapers. A woman panel member then asked "which Mallory?" in an apparent reference to the defendant's nephew, Milton Leo Mallory, convicted of rape in a separate case.

Groncki then said ~~This is~~ THE Mallory, the fellow convicted of rape and sentenced to die in the electric chair." It was at this point that Scalley stopped the proceedings.

9518

# Rape-Killer George Everett Awaits Electric Chair Today

RAIFORD, Fla. (AP) — George Lowell Everett waited calmly in failed. The trial judge, Circuit Judge E. Clay Lewis Jr. of Panama City made a surprise appearance at the pardon board

The slim 22-year-old Dothan, Ala., man, making what he called a competent psychiatrist, had testified Everett one gesture of good will to could distinguish right from wrong.

His attorney said Everett had been in trouble throughout his life, beginning with stealing

The eyes are to be removed immediately after his death in the electric chair and sent to the New York Eye Bank in order that some blind person may benefit.

Everett used his eyes Thursday night to remove stacks of letters offering clemency on the eve of his execution.

He is to be executed for the

rape-murder of a 21-year-old former beauty queen for the Tulsa, Okla., high school band woman, Mrs. Lou Ellen Jones, wife of an Air Force sergeant at an Air Force Base near Panama City, was raped, stabbed and strangled with an electric toaster cord after she surprised Everett burglarizing the Jones apartment.

Everett, who has been in trouble with the law since he was 14, said that he deserved any sentence he got for the killing.

Warden D. W. Sinclair informed Everett his execution would last Monday to Friday in time for arrangements to be made to remove his eyes.

Sinclair said he had received six offers from individuals asking removal of the eyes, but added that he had no authority in the matter and they would become the property of the eye bank.

The corneas from Everett's good eyes will be substituted for defective corneas that render some persons blind.

Sinclair said Everett is fully aware of what lies ahead but was accepting it calmly. The warden said the killer was ordering meals for enough for two persons.

Everett sought to escape the electric chair by pleading mental deficiency at his trial and inability to distinguish right from wrong at

9517

## Rapist's Plea On Sentence Here Denied

NEW ORLEANS, April 2 (UPI)—The U.S. Fifth Circuit Court of Appeals today rejected the appeal of Jimmie Lee Thomas, who was sentenced to electrocution in Florida for the rape of a white woman.

Thomas was convicted in 1955 of raping the woman in a Jacksonville, Fla., cemetery. He lost appeals to the Florida State and United States Supreme Courts.

The appeals were based on the same reasons used here—that Florida's judicial system discriminated against Negroes. In its opinion on Thomas' appeal from the trial court's denial for a writ of habeas corpus, the Appellate Court said:

"He (Thomas) specifies that the rape statute gives to the jury the uncontrolled and unfettered power to impose the death sentence on some and not to impose it on others found guilty of the same crime; that this power has been used by the juries in Florida to discriminate against Negroes convicted of rape as a class, and on account of their race in that they do in fact condemn Negroes to death for rape but do not treat white persons convicted of the same offense in the same manner."

The opinion said Thomas had produced statistics to the effect that 24 Negroes had been executed for rape during approximately 20 years while no white persons had been executed during that time.

"The statute is obviously not unconstitutional on its face," the appellate court said. "Nearly all of the states and the federal government have statutes which authorize jury recommendation or jury fixing of punishment in capital cases."

In light of the invidiousness of the jury room, and in view of the uncontrolled character of the determinations that are confined to the jury, the trial court could not find that the statute here is unconstitutional in its application either to Negroes generally or to this appellant. Its judgment must therefore be affirmed."

## Florida Negro Loses Appeal On Rape Charge

NEW ORLEANS, April 2 (UPI)—The United States Fifth Circuit Court of Appeals Wednesday rejected the appeal of Jimmie Lee Thomas, who was sentenced to electrocution in Florida for the rape of a white woman.

Thomas was convicted in 1955 of raping the woman in a Jacksonville, Fla., cemetery. He lost appeals to the Florida State and United States Supreme Courts.

The appeals were based on the same reasons used here—that Florida's judicial system discriminated against Negroes. In its opinion on Thomas' appeal from the trial court's denial for a writ of habeas corpus, the Appellate Court said:

"He (Thomas) specifies that the rape statute gives to the jury the uncontrolled and unfettered power to impose the death sentence on some and not to impose it on others found guilty of the same crime; that this power has been used by the juries in Florida to discriminate against Negroes convicted of rape as a class, and on account of their race in that they do in fact condemn Negroes to death for rape but do not treat white persons convicted of the same offense in the same manner."

## Man gets 40 years in Florida rape

PENSACOLA, Fla., Oct. 25 (UPI)—Circuit Judge Harold B. Crosby Friday sentenced James Allen Morris, 18, to 40 years in prison for the gunpoint rape of a 16-year-old woman last August.

Morris had pleaded guilty earlier this month to state recommended mercy.

His uncle, Otis Smith, 32, was also indicted in the case. He has pleaded innocent by reason of insanity.

Sheriff Emmett Shelby said the two had admitted the rape. They told officers they drove up behind a parked car, forced the girl and her companion into their car, and drove to a wooded area where both raped the girl.

## 'One of Those Things'

# Accused Attacker Shrugs It Off

By TOM LOWNES  
Herald Staff Writer

"I'm sorry I done it—it was one of those things." Coming from 22-year-old Francis Amaral, one of four youths charged with the mass rape of a 14-year-old Hialeah girl, the remark seemed unusual—almost meaningless.

Three of them have long arrest records, including contributions on the scene of the attempt to the delinquency of a tack and led sheriff's investigation girl, car theft, assault gators straight to Amaral and with a deadly weapon, larceny, brawling, and others.

Francis H. Goznell, 21, who roomed with Amaral at 123old Francis (Richard) Payne, NW 79th St., Janvier Knight, 21, of 1274 NW 79th St., and Francis R. Payne, 134 Payne, NW 7th Ter.

It was ironic that Amaral, described by police as the ringleader of the gang, should have supplied the incriminating paper slip—a bank deposit receipt bearing his name and address.

A sneer came into Amaral's



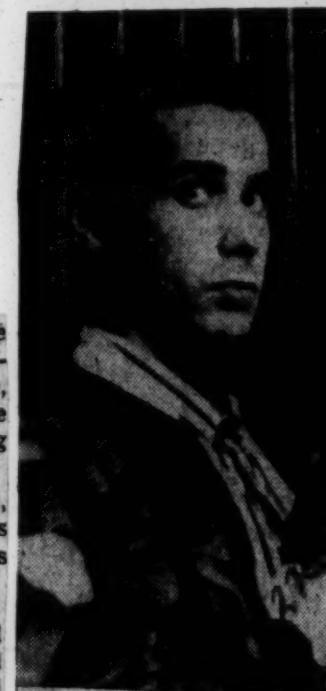
Janvier Knight  
... has longest record

As his dark eyes scanned the heavy wire mesh that separated him from the outside, Amaral hunched himself on the prisoners' bench in the visiting cell of Dade County jail.

He spoke in quiet confusion, unprepared for the part he was playing, but aware that it was a life-or-death drama.

A minute before, he had said that he was innocent and that he was "praying like hell that everybody finds me innocent."

Sat. 5-10-58



Francis Amaral  
... 'one of those things'

voice when I asked about the incompetence of one of the jurors who convicted him. 3-38

Everett, 23, of Dothan, Ala., was sentenced to die in the electric chair for the rape and murder of Mrs. Lou Ellen Jones, 21, wife of an Air Force sergeant. She was killed in her Panama City apartment Jan. 18, 1955.

## White Man Accused Of Assaulting Negro Girl to Go on Trial

James Ben Nelson, a 31-year-old white man charged with criminally assaulting a 14-year-old Negro girl, will go on trial in Circuit Court June 30.

The date was set yesterday by Judge Edwin L. Jones following a hearing to determine Nelson's sanity. At his arraignment in March, defense attorney Giles F. Lewis indicated Nelson may plead insanity as his defense.

At that time, Judge Jones ordered Dr. William H. McCullagh to give Nelson a psychiatric examination. Yesterday, Dr. McCullagh testified under examination by Asst. State Atty. Nathan Scheitz that Nelson was sane at the present time and capable of offering a rational defense.

Nelson, who lives at 7653 Galveston Ave. in Woodland Acres, is a tile setter. He was indicted for assaulting the girl in an Arlington house last Aug. 8.

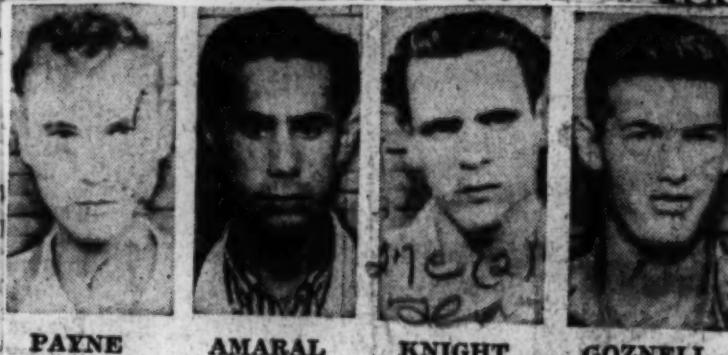
## Rape Slayer Advertiser Appeal Set

TALLAHASSEE, Fla., May 25 (UPI)—The Florida Pardon Board will hold a special meeting Tuesday to hear an appeal for commutation of the death sentence of George Lowell Everett for the rape slaying of a former Oklahoma high school beauty queen.

Everett's attorney, Earl Duncan of Panama City, asked for clemency because of the youth, his mental condition and alleged

# Four Sent to Prison for Assaulting 14-Year-Old

27e(2)  
By C. G. BERNING  
Herald Staff Writer



PAYNE AMARAL KNIGHT GOZNELL

Four youths who terrorized and raped a teen-age girl got long prison sentences today.

Circuit Judge Pat Cannon sentenced Francis Amaral, 22, and Janice Knight, 19, to life terms and Francis Goznell, 21, and Francis Payne, 17, to 20 years.

All pleaded guilty during last week's trial in the raping of a 14-year-old Hialeah school girl. 7-23-58

Amaral and Knight pleaded guilty to rape; Goznell to aiding and abetting rape and Payne to assault with intent to commit rape. The girl testified that all four attacked her mercilessly.

Payne wept as he received the sentence along with three letters handed to him by Judge Cannon. The letters from his mother in St. Louis, the others from parish priests. All asked Judge Cannon for leniency.

"You have strayed a long way," Judge Cannon told Payne. "You were an altar boy for one of these priests. I'm giving you these letters and plenty of time to read them."

Goznell's lawyer, Al Kilian, broke as he read a plea that the youth be permitted to visit his paralyzed mother in Lloyd's Trailer Camp, and handed the paper to Judge Cannon to finish reading it.

Judge Cannon denied the application, asserting the quartet was guilty of a "most atrocious crime."

Casting aside pleas for light sentences, the judge said: "I hear no outcry for the poor little girl and for those responsible for her cleanliness, or for the state. My prayer to a living God is that you may mend your ways somewhere along the line."

Jury Out 12 Minutes

# 4 GET LIFE IN ASSAULT ON GIRL

Four young Negroes were sentenced to life imprisonment by Circuit Judge Ray Pearson in the rape of a 19-year-old white girl.

State Attorney Richard Gerstein said the case set a record for speed of justice since the facts occurred barely two months ago, on the night of Oct. 4.

The convicts were Lehue Smith, 27, David Alexander Clark, 20, Alfred E. Duncan, 20, and Arthur Lee Farrington, 19.

Although the four defendants pleaded guilty during trial in mid-November, young Duncan told the court that he and Clark were not guilty.

"I will take my punishment and spend my life in jail, but we did not do anything wrong," he declared when the judge asked if he had anything to say.

State Attorney Roy Lee Jones later stated emphatically that investigation showed all four were guilty.

The girl, a Hialeah bank clerk, was driving home in the early morning hours on NW 54th st. just off 27th ave. She stopped her car because she got something in her eye and was allegedly jumped by the four men.

## Piccott Gets Death

## For Child Assault

### No Word On Mercy

### In Verdict

### Jury Decides He Was Sane

By MIKE MORGAN  
Herald Staff Writer

The second of two men who broke out of Dade County jail three months ago was condemned to death by a Tampa jury Thursday.

Howard Piccott, confessed rapist of a nine-year-old Homestead girl, was found guilty by 12 Circuit Court jurors after only 12 minutes' deliberation. 6-13-58

The jury did not recommend mercy, making the death penalty mandatory.

Piccott's trial had been shifted from Miami where he had contended he could not

get impartial treatment.

That same sentence was read just a few days ago for Norman Mackiewicz, the sardonic cop killer, who was condemned to die by Dade Circuit Judge William A. Herin.

Piccott and Mackiewicz fled from the county jail March 10 improvising a mattress-cover rope to slide from their 23rd floor cell to an open window four floors down. 6-13-58

Piccott was free two days Mackiewicz four.

It was because of Piccott's escape and recapture that he sought to move his trial from Dade County, claiming he would be unable to get a fair trial here. His request was granted.

But the move to Tampa, where his exploits were not known, did little to help him. The jury, which had listened to testimony for three days, was out only 12 minutes before returning the unanimous verdict of guilty.

When Tobias Simon, defense attorney, polled the jurors, three indicated they had voted to recommend mercy. A majority vote is required for this



Piccott a man.

parently was unmoved as the verdict was read. He had pleaded innocent by reason of insanity.

Simon contended that Piccott "whether sane or insane, is a sick man. Put him in a mental institution or in a cell block and give him a chance for rehabilitation. Keep him there if necessary, but don't take his life because he is ill."

Later, State Attorney James (Red) McEwen declared that whether Piccott committed his assault because of uncontrollable impulses or not Piccott knew he was doing wrong, and had so stated under cross-examination.

He didn't kill her... The child is now apparently healthy and will overcome the effects..."

Assistant State Prosecutor John Achor urged the jury to send Piccott to his death because:

"... This man is a menace to society; he is completely beyond rehabilitation... Prison terms are only followed by repetitions of the same offense..."

Defense Attorney Simon argued that the assault against the child, "unfortunate as it was, doesn't warrant the death sentence against this

27e(2) 1958

## Dade Rapist Convicted in Tampa Trial *Chi 6-13-58*

TAMPA, June 12 (UPI)—A circuit court jury convicted Howard Picott, 21, of raping a 15-year-old girl, verdict which automatically carried the death sentence in the electric chair.

Judge James Moody did not immediately pronounce sentence on 41-year-old former cook and musician, pending defense claims for a new trial.

The jury deliberated only 32 minutes before returning its guilty verdict without a recommendation of mercy.

The girl, now 10, testified Picott picked her up as she was returning home from school at night, asked her for directions, took her to a wooded area, made her drink from a whisky bottle and raped her.

Broward Sheriff Joe Arwine of Broward County said Picott admitted the crime when arrested. Picott pleaded innocent by reason of insanity.

The case was transferred from Broward to Tampa for trial because the publicity given it there caused Picott to contend he could not get a fair trial in Dade County.

## Jury Chosen in Rape Case

CRESTVIEW, Florida, June 12 (UPI)—A circuit court jury was chosen yesterday to try four youths charged with raping a 15-year-old Fort Walton Beach girl.

Judge De Stuart Gillis ordered the jurors locked up overnight. Testimony will begin Friday, with a total of 19 state and defense witnesses subpoenaed.

The selection of a jury from a special venire of 100 took the entire day.

On trial are Sherman Leroy Burke, 21, and James Sadler, 19, both of Niceville; Henry H. Harris III, 17, Valparaiso; and William M. Cashdollar, 18, Crestview.

Gillis earlier this week denied a motion for a separate trial for Burke and Sadler.

The four are charged with attacking the girl near the Destin School April 25.

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The four are charged with attacking the girl near the Destin School April 25.

## Bay Rape-Slayer Faces Chair Today

RAIFORD, June 12 (UPI)—Convicted rape slayer George Lowell Everett, who donated his eyes this week to a New York eye bank, will be electrocuted at the State Prison here tomorrow at 8:30 a.m.

Everett, sentenced to die in the electric chair for the rape and murder of a Panama City Air Force sergeant's wife, originally was scheduled for electrocution Monday. But Supt. DeWitt Sinclair granted the murderer a temporary stay of execution so he could arrange for the National Eye Bank of New York to get his eyes immediately after his death.

The 23-year-old slayer said he "wanted to do something before I die that would help someone else."

Everett's parents in Columbus, Ga., gave their permission for the operation to remove the usable part of their son's eyes.

Gillis earlier this week denied a motion for a separate trial for Burke and Sadler.

FLORIDA

## Man Freed On Pinellas Rape Count

CLEARWATER, Sept. 3 (UPI)—A circuit judge dismissed a rape charge against a 19-year-old man today.

Kenneth Lee Holcomb, whose two sons and wife live in West Virginia, almost collapsed when told the charges would be nolle prossed.

Holcomb was indicted by a grand jury July 16 for the rape of a 34-year-old woman at her home in St. Petersburg.

State Atty. Clair Davis said that the charges be dismissed. He told Judge John Bird, "If the information I have before me now was available to the grand jury at the time, I feel assured that the grand jury would not have issued the indictment."

Davis declined to elaborate.

The judge ordered Holcomb held until arrangements could be made to send him back to his family.

## Negro Sentenced to Electric Chair In Pinellas Rape

CLEARWATER, July 23 (UPI)—A 24-year-old Negro convicted of raping a white schoolgirl received a sentence of death in the electric chair today from Judge John Bird.

A circuit court jury deliberated only 28 minutes Friday night before convicting John Williams of the crime. Its verdict did not contain a recommendation of mercy, making the death sentence mandatory.

Williams was charged with attacking and stabbing the 17-year-old girl in her car Dec. 18. The state contended the Negro hid in the car and attacked the girl when she returned to it from a shopping trip.

9516



# Governor May Be Asked To Provide Dobbs Sanity Test

Gov. Marvin Griffin may be asked next week to appoint a sanity commission to thoroughly examine Leroy Dobbs who has been sentenced to die for rape, as a prelude to changing his sentence to life imprisonment.

Atty. Frank Bowers said Saturday he plans to ask the governor to appoint a commission to three "disinterested" psychiatrists who could determine whether 34-year-old Dobbs is insane at present. Under Georgia law, the state cannot execute an insane man, he said.

The State Pardon and Parole Board Friday refused to order a commutation of Dobbs' death sentence on the grounds that there were "no mitigating circumstances not passed upon by the jury which would warrant a commutation in this case."

Dobbs has been sentenced to die twice for allegedly raping a white woman near Lost Mountain, Ga., last November. He has cheated the chair on both death dates and is presently in Reidsville State Prison under a 30-day of execution granted by Gov. Griffin.

## MENTALITY NEED

At his trial in Cobb Superior Court in Marietta, two psychiatrists, one named by the state and another by Dobbs' attorney, ruled that he had the mentality of a boy eight or nine years old but that he could be held responsible for his actions.

Appearing before Chairman Hugh Carney and two other pardon and Parole Board members Wednesday Atty. Bowers contended that two blows to the head affected Dobbs' sanity. Bowers and Mrs. Mary Dobbs, the convicted man's mother, told the board Dobbs had been hit in the head and had operations at the age of nine and at 29.

If a sanity commission is granted and Dobbs is ruled insane at present his death sentence will automatically be commuted to life imprisonment. However, if he is considered sane, he will face another re-sentencing sometime after August 7 when his stay of execution expires.

Bowers said he did not know what action he would take if this legal remedy fails.

# Atlanta Man, 54, Sentenced To Die for Rape of Baby

A 54-year-old Atlanta man was found guilty Thursday of raping a 9-month-old baby girl and was sentenced to be electrocuted.

A Fulton Superior Court jury deliberated almost four hours on the charges against Charlie Lively of an Oak street, NW, address before reaching a verdict.

The jury returned a guilty verdict without recommendation of mercy which made the death sentence mandatory.

Judge J. C. Tanksley ordered Lively to be electrocuted at the Georgia State Prison at Reidsville on Sept. 17.

## YOUNGEST ON RECORD

The jury had been told in closing arguments by Assistant Sol. Gen. Frank French that the case was "the most heinous I've seen" in the history of the court. French also said the assault victim was the youngest on record.

Lively's court-appointed defense counsel, M. S. Stow, contended Lively was not guilty by reason of insanity or mental irresponsibility.

However, a court-appointed psychiatrist examined Lively and said he knew "right from wrong."

## LEFT THE CHILD

The child's mother testified she had left the child with Lively while she went to get money from one of his last requests was to buy groceries. The assault happened while she was away from the house, she said.

Lively admitted in an unsworn statement that he had placed his hands on the child, but he said he "blacked out" and could not remember after that.

The mother took the child to the hospital immediately after returning home.

# Leroy Dobbs Executed, Body Returned To Atlanta

REIDSVILLE, Ga. (SNS)—The body of Leroy Dobbs, 33, was returned to Atlanta Friday night after he was executed at the Reidsville State Prison for the alleged rape of a white woman in Cobb County last year.

Dobbs was strapped into the electric chair at 10:23 a. m., and pronounced dead at 10:32.

Dobbs, who was accused of shooting and attacking the white woman in October 1957, was judged sane several weeks ago by the State Sanity Commission. Although he was convicted two months after the alleged offense occurred, he escaped death until Friday by a series of legal technicalities.

The body was returned to Atlanta ~~outward~~ ~~of~~ the McDay Funeral Home who accompanied his mother to the state prison. Mrs. McDay reported that Dobbs took the execution calmly, without the traditional "last statement."

They did state, however, that while she went to get money from one of his last requests was to phone the Atlanta Daily World to express his thanks for the newspaper's crusade for justice.

McDay Funeral Home officials said no funeral arrangements have been made, however, they stated an announcement will be made when definite plans are formulated.

9515

# Conviction of 7 American Soldiers For Rape of German Girl Is Upheld

By William Burden

The conviction of seven American soldiers for the rape of a 15-year-old girl near Bamberg, Germany, in July of 1956 was upheld yesterday by the United States Court of Military Appeals.

Four of the enlisted men had been sentenced to life imprisonment and three to 30 years at hard labor by a Wurzburg court martial. A board of review later reduced the sentences to 30 years at hard labor for the first group and 15 for the second.

The incident, in which the German girl was dragged into a street and assaulted while members of the group took turns nailing her male companion, aroused a storm of protest in German newspapers and prompted the Bamberg City Council to demand removal of American troops from the area.

Newspaper articles, introduced at the trial, commented on the "horrible" and "brutal" nature of the crime; compared the "excesses" of American occupational troops to atrocities by the Russian army; and, in some cases, emphasized the fact that the seven defendants were Negroes.

Defense counsel at the court-martial asked that location of the trial be changed on grounds the newspaper articles and political pressure on American occupational authorities would prejudice members of the court. The request was denied, and the case appealed on that basis.

Yesterday's decision, by Judge George W. Latimer, said the articles in question reflected shock and righteous anger on the part of the German public rather than "a campaign" to influence the findings and sentence of the court-martial. The court noted a total lack of evidence that any article had been read by any single court member and disavowal, on the part of all court officers, that they were influenced by the German press or the location of

9513

## Negro gets 410 years in Chicago murder and rapes

CHICAGO, March 1—(AP)—Judge Henry Dieringer sentenced Walter McGomery Friday to a 410-year prison term and said the 20-year-old Negro: "Your actions are those of a wild beast, not of a man."

McGomery, who came here from Greenwood, Miss., last year was sentenced for murder, two rapes and an assault to rape. All the victims were Negroes.

Court attaches believed he received the longest prison penalty ever given here.

The judge described McGomery as "a vicious, dangerous type of persons who must never again live in society."

Police said he was responsible for 40 rapes. The woman killed was Mrs. Susan Turner, 57. McGomery kicked her to death when she fought off his rape attempt.

McGomery, who pleaded guilty, came here from Mississippi a few months before his arrest last October.

## Negroes Get Life in Rape Of Child

CHICAGO (AP)—Two teenagers were sentenced to life in prison Monday for raping and mutilating a 15-year-old girl Scout.

Ronald Valentine, 17, and James May, 18, both Negroes, were convicted by Judge Charles S. Dougherty of Criminal Court. They denied the attack but denied hurting the girl, who is white.

They said the girl was beaten, raped and slashed with a knife in a South Side alley.

The judge said he set the severe penalty because "nothing can be done to repair this little girl's injury."

Three 13-year-old boys, also Negroes, have been charged with assault to kill.

## 5 IN RAPE GANG SENT TO PRISON FOR 2 CRIMES

*Daily Tribune*  
Sentences Range from

15 to 25 Years

Five members of a rape and robbery gang were sentenced to long prison terms Wednesday by Judge Joseph A. Pope in Criminal court for crimes against two south side women last August.

Floyd Tate, 20, of 4936 Prairie av., who was on probation on a 1955 auto larceny charge, got the most severe sentence, 25 years each on two charges of rape, and one to 25 years each on two charges of robbery. In all cases the sentences are to run concurrently, Judge Pope ruled.

Other Sentences Set

The others sentenced were: Dorsey Outlaw, 19, of 5608 Wabash av., 20 years each on two rape charges and one to 20 years each on two robbery charges; Jeff Drayton, 19, of 3919 W. 39th st., 20 years each on two rape charges and one to 20 years each on two robbery charges; and Claude Oskins, 18, of 6358 Peoria st. and Leroy Hicks, 22, of 481 Champlain av., 15 years and one to 15 years each on one rape and one robbery charge.

On Aug. 21, the gang attacked a 31 year old married woman in front of her home near 52d street and Drexel avenue, putting a knife at her throat. They took her to a clump of bushes in Washington park, where they raped her, and then robbed her of her \$79 wristwatch, a \$300 ring, and \$6 in cash.

### Rob and Rape Girl

On Aug. 25, they robbed an 18 year old girl of her watch and money, dragging her into a doorway as she was walking from a bus stop to her home near 54th street and Ingleside avenue. They then took her to Washington park and raped her.

Otkins took part only in the first rape, and Hicks only in the second.

The sentences were recommended by Arvey Wolke, assistant state's attorney.

## CLEARED AFTER SERVING 15 YRS. IN RAPE CASE

A man who served more than 15 years of a 99 year prison sentence for rape won his freedom in Criminal court yesterday.

Grover C. Niemeyer, acting chief justice, ordered George E. Bray, 44, freed, after Lawrence Genesen, an assistant state's attorney, told the court the state did not have enough evidence to prosecute Bray a second time.

Bray got a new trial in a post-conviction hearing before Judge John A. Sbarbaro June 4. Sbarbaro had convicted Bray in a bench trial and sentenced him on Nov. 24, 1942.

Bray was accused of raping a young mother, in her south side apartment.

### Triumph for Lawyer

Bray's release was a personal triumph for Atty. Joseph R. Lee, a friend of Bray's mother, Mrs. Mary Smith, who died of cancer several years ago. Lee had promised the woman on her deathbed that he would work for her son's release.

Bray was arrested in May,

1942, by army intelligence officers while posing as an army officer. While he was in federal custody, the woman identified him as the man who entered her apartment and raped her on April 8, 1942.

Lee entered the case in 1952 after Bray himself filed a petition seeking a post-conviction hearing. Lee later filed an amended petition. The petition charged the public defender failed to investigate Bray's alibi.

### Victim Not Positive

In the hearing before Sbarbaro, Lee introduced evidence to show that the rape victim was not positive in her identification of Bray.

Lee produced a letter from a law firm in a Florida city which said that the woman had been found and had admitted being uncertain of her identification. But she refused to sign an affidavit to that effect because she feared leaving herself liable to perjury and a civil suit, the letter said.

In granting the new trial, Sbarbaro said the case had been one that "had bothered him."



# 5 Are Charged In Assault Case

CHICAGO, Feb. 25 (UPI) — Five boys were reported named by the Cook County grand jury today orally that they seized the girl, charging them with clad in a scout uniform, and slashing and raping a 15-year-old girl. All five were reported charged with assault to kill and two other. Previously police said it had been determined whether the girl had been raped.

They were seized Monday and confessed, police said, after the victim identified them as the gang that set upon her around p.m. Feb. 4 as she ran an errand a block from her home in a racially mixed neighborhood. The boys are James Clay, 18; Ronald Valentine, 18; Ronald Clark, 13; Bennie Walker, 13, and Cleo Parker, 13. Clay and Valentine are the two reported charge with rape.

Police said the boys related the seized her on an impulse to "go out and get a girl." She was dragged down a stairwell, stripped of her Girl Scout uniform and beaten.

The arrest of the five boys cleared three other Negroes whom the girl identified as her attackers on Feb. 6. She attributed the error to her physical condition. She had been hospitalized for several days after the attack.

The grand jury action was reported, as is customary, by a reliable source in advance of formal indictments expected to be returned in court later.

## Negro Teenagers Confess Raping White Girl, 11

CHICAGO (UPI) — Five teen-age Negro boys admitted, police said, slashing and raping an 11-year-old white girl on an impulse to "go out and get a girl" in a racially mixed South Side neighborhood.

The five were seized yesterday after an intensive search by police since Feb. 4, when Carol Ross,

a Girl Scout, was attacked near her home.

# RAPIST, 18, GETS 120 YEARS IN 2 OF 20 ATTACKS

27c (2)  
Judge Assails Him for  
'Malignant Heart'

An 18 year old accused of committing 20 rapes was sentenced to 120 years in prison yesterday for two of the crimes. The consecutive sentences of 60 years were imposed by Judge Julian H. Miner in Criminal court.

Gerald Chatman, of 1507 Adams st., stood defiantly but quickly as the judge ordered him for a malignant heart and a callous, remorseless



Chatman [left] and Brooks

soul." Termed "beyond rehabilitation" by the judge, Chatman must serve at least 40 years before applying for parole.

Chatman was found guilty in bench trials Feb. 6 and last Tuesday of raping two young mothers, one of them pregnant. He forced his way into their homes after posing as a delivery boy.

### Waive Further Trials

Assistant State's Atty. Edward Egan said that in view of the stiff sentences the state will not try Chatman for the 18 other alleged rapes.

"There is an overpowering feeling that we are losing the battle against teen-age terrorism," Judge Miner commented later. "While well intentioned legislative, civic, and social agencies seek a long range

solution, adequate punishment must be imposed in the courts to slow down the alarming trend.

"Dangerous criminals are equally as menacing, be they youths or adults. We can not possibly provide enough policemen to guard all wives and mothers against atrocious assaults in their own homes by savage criminals."

### Brother to Face Court

Chatman's brother, Richard, 20, who uses the last name Brooks, was ordered to appear before Judge Miner Monday to show cause why he should not be held in contempt of court. Miner cited him for contempt after Brooks cursed police for not returning a steel file that had been taken from him Tuesday when he approached Chatman in the court as bailiffs were subduing the unruly prisoner.

Brooks told the court that he was enrolled in Wilson Junior college, and had never been in trouble. However, police reported that he was not enrolled, and that he had been arrested four times.

## VOTE TO INDICT FIVE IN ATTACK ON GIRL SCOUT

27c (2)  
Two Reported Named  
on Rape Charge

The Cook county grand jury reportedly voted true bills yesterday naming five youths, 13 to 18 years old, in the rape and mutilation of an 11 year old Girl Scout near her south side home on Feb. 4.

Ronald Valentine, 18, of 4734 Wabash av. and James Clay, 18, of 5028 Calumet av. were reported on a charge of raping the girl.

27c (2)  
They and three companions were named in another true bill charging they assaulted Hopkins is set for a hearing March 13 in Family court.

Their companions are Ronald Clark, 17, of 4742 Wabash av. Bennie Walker, 13, of 4415 Dearborn st.; and Cleo Parker, 13, of 4728 Dearborn st.

### State Acts Quickly

The case was taken before the grand jury by Assistant State's Atty. Patrick Egan a day after the five were rounded up by Fred Webster and Arthur Kimber, juvenile officers at the Wabash av. station.

Egan said that Valentine, Clay, and Clark admitted raping the girl but that Clark was too young to be charged with rape. He said all five have made statements admitting their role in the attack.

Valentine, the first of the gang to be arrested, said all five had attended a movie at 63d and Halsted sts. the afternoon of Feb. 4 and after the show they talked about "getting a girl."

### Dragged Into Areaway

Their victim was dragged into a basement areaway at 6701 Sangamon st., just a short distance from her home, and was stripped, raped, and slashed with a knife or a broken bottle. Egan said Clay carried a 6 inch knife, but denied cutting the girl.

Valentine, who told police when he was arrested that he was 17, and all the others except Clay were held in the Juvenile home. Egan said Valentine actually is 18. Clay was released last November from the Illinois State Training School for Boys in Kane county, where he served eight months on a burglary charge.

Sammy Chandler, 14, of 6002 Wallace st., and Elijah Hopkins, 13, of 6511 Sangamon st., who had been identified by the girl as being in the gang that attacked her, were released from the Juvenile home. The girl told Lt. Michael Delaney of the police youth bureau she now believes she was mistaken in identifying them.

### Hearing Due March 13

A delinquency petition pending against both Chandler and Hopkins is set for a hearing March 13 in Family court.

State's Atty. Benjamin S. Adamowski, in a letter to Police Commissioner Timothy O'Connor, congratulated Webster and Kimber on their "outstanding and splendid work" in rounding up the five.

"It is evident that there are police officers under your command who are dedicated individuals and who are anxious to see that justice prevails," Adamowski said.

9511

## Boys, 15, Get Life For Rape

Louisville, Ky., Feb. 23.—Two 15-year-old Johnson County boys were convicted and sentenced to life imprisonment yesterday on a charge that they had raped a little girl.

The two boys, Van Hoosier and James Edward Thompson, were charged against them stemming from the rape of an 8-year-old girl at the home of one of defendants December 31. Both boys denied in court that they had molested the girl.

The two boys will be transferred to Kentucky Villaga at Greenup where they will remain until they reach 18, at which time they will be transferred to a prison.

## Life Sentence Given In Rape Of Minor Girl

Jury Passes Over

Alternative of Death

Edward Isaac Hooser, 27, pleaded guilty to raping a 12-year-old girl and was given a life sentence by a jury in Criminal Court yesterday.

Under the law, a jury was required to fix the punishment and had to be either life imprisonment or death.

Assistant Commonwealth's Attorney Carl Ousley said Hooser approached the girl while she was sitting with a boy in Central Park on September 20, 1957. Hooser slugged the girl's companion with a billiard ball, broke a sock and forced the girl to accompany him to a vacant house in the 900 block of Dumesnil, Ousley said.

Ousley said the girl's parents first insisted on life without parole, but agreed to a straight life sentence after discussing the case.

Hooser formerly lived in the 900 block of Dumesnil.

## Man Is Given Life Term For Raping of Baby Sitter

A 30-year-old man pleaded guilty to rape in Criminal Court yesterday and was given a life sentence.

Charles Albert Peak, 509 E. Jefferson, admitted assaulting a 13-year-old girl while she was baby-sitting with his children. Assistant Commonwealth's Attorney Laurence E. Higgins reported.

Higgins said Peak had served two prison sentences previously on felony charges—once here and once in Owen County.

### Man Given Two Years

A jury in Judge Thomas J. Knight's court found Karey Bobo, of 431 S. 26th, guilty of possession of burglary tools and gave him a two-year prison sentence.

Patrolman Heath Ponder testified Bobo had a crowbar and a small jimmy bar in his possession when he was arrested near 12th and Walnut November 7.

Ponder said Bobo was arrested after an attempted burglary at a drugstore at 1236 W. Walnut was reported to police.

### Denies He Had Tools

Bobo denied he had the tools when stopped and testified that the police planted them on him after they stopped him while he was walking on the street.

In another case in Curtis' court, Floyd Allen Roach, 33, their parents, and a minister advising them agreed to the sentence during a conference.

Police said he cashed a check for \$38 at Wobbe's Pharmacy, 2408 Frankfort on January 20.

Roach was sentenced to life in prison with the possibility of parole.

Asst. Commonwealth's Atty. Benjamin Shobe said there was no indication Gov. A. B. Chandler would take any action.

Shobe said the youths had broken into the elderly woman's home in August and raped her.

A Circuit Court jury fixed the punishment by an open vote after the boys, Richard Workman and Isaac Pope, changed

## Teen-age Negroes get life for rape

LOUISVILLE, Ky., Oct. 29 (AP)—Two 14-year-old Negro boys were sentenced to life in prison without benefit of parole today for raping a 71-year-old white woman.

A Circuit Court jury fixed the punishment by an open vote after the boys, Richard Workman and Isaac Pope, changed

their pleas from innocent to guilty to one in Criminal Court yesterday and was given a life sentence.

Asst. Commonwealth's Atty. Benjamin Shobe told the jury that defense lawyers, relatives and ministers as well as the victim had agreed to the sentence.

The only way the boys could be freed would be an act of the governor.

The boys have long Juvenile Court records. They admitted entering the elderly widow's home last August, raping her and taking several items.

## 2 Negroes Get Life Sentences In Rape Of Aged Woman

LOUISVILLE, Ky., Oct. 29 (AP)—Two 14-year-old Negro boys have received sentences of life in prison without parole for raping a 71-year-old white woman.

The penalty, meted out in Criminal Court Tuesday, was the severest sentence passed on juveniles here in years.

The boys, Richard Workman and Isaac Pope, pleaded guilty. The jury imposed sentence in an open vote in court. There was no trial.

Defense attorney Charles J. Lunderman Jr. said the boys, their parents, and a minister advising them agreed to the sentence during a conference.

In Kentucky rapists also may be sentenced to death or life in prison with the possibility of parole.

Asst. Commonwealth's Atty. Benjamin Shobe said there was no indication Gov. A. B. Chandler would take any action.

Shobe said the youths had broken into the elderly woman's home in August and raped her.

## Girl Who Lied In Rape Case Gets 2 Years

Louisville, Ky., Oct. 30 (AP)—A teen-age girl who falsely accused her elderly father of raping her was sentenced to two

## Death Sentence Given In Rape of 7-Year-Old

A Criminal Court jury yesterday gave William Henry Bell a death sentence for raping a 7-year-old girl.

Bell, 39, of 1635 W. St. Catherine, was charged with assaulting the girl at her home on May 23.

The girl told the jury trying her father that she had accused him so she could get away from home. The charge against Wallace was dismissed.

Counsel for Bell made a motion for a new trial. Judge L. R. Curtis will rule on the motion later.

### Bell Said He Was Drunk

Bell denied the attack. He said he was drunk when the attack took place and he didn't remember what happened. He testified he drank parts of three half-pints of whisky and two half-pints of gin on the day he was charged with raping the child.

However, both the girl and her aunt with whom she lived testified that Bell raped her. The aunt said she was at a nearby grocery when the attack occurred. All three are Negroes.

Commonwealth's Attorney A. Scott Hamilton and assistant Commonwealth's Attorney Ben Shobe asked for the death penalty in their closing arguments to the jury.

### Man Gets Two 2-Year Terms

In another case, Judge Thomas J. Knight gave Herbert Wayne Hayes, 21, of 144 LaSalle Place, two two-year sentences. Hayes pleaded guilty to storehouse breaking and automobile theft.

Knight ruled he could serve the sentences at the same time.

Police said Hayes took an automobile on April 23 and broke into the Barbecue Smokehouse, 1768 Dixie Highway, on June 6.

# New Trial Motion Made By Counsel

William Henry Bell, 39, of 1635 W. St. Catherine was sentenced to death by a Criminal Court jury for the rape of a seven-year-old girl recently.

He had been charged with the assault of his niece — whom he and his wife had reared since infancy — at home on May 23.

## Denied Charge

Bell denied the charge. He stated that he was drunk and didn't remember what happened. He revealed that he had drunk part of three half-pints of whiskey and two half-pints of gin on the day that he was charged with the crime.

Police Lt. Charles Young said that Bell claimed the young girl had climbed in bed with him prior to the attack. According to police reports, he had attempted to bother the girl before.

She was so severely injured following the attack, reported the police, that she had to undergo surgery at Children's Hospital.

## New Trial Motion

After the jury fixed the death sentence, counsel for the defense made a motion for a new trial. Judge H. L. Curtis is to rule on the motion later.

Both the girl and her aunt testified that she was raped by Bell. The aunt stated that she was at a nearby grocery when the attack occurred.

Attorney Irving Friedman — who has taken Bell's case — objected when the trial was set for June 25th and asked to be permitted to withdraw because the time was too soon for a trial of such importance.

9510

## ATTACK CHARGE TRIAL IS BEGUN

New Orleans  
Woman, 72, Takes Stand  
in Alexandria

hairing tires off truck several miles away at the time the attack was reported to have taken place.

## TRIO IS CHARGED IN GIRL ASSAULT

St. Tammany Officers  
Make Arrest

ALEXANDRIA, La., Feb. 19.—A 72-year-old white woman who is said to have been the victim of rape by a Negro was principal witness Wednesday as testimony began in the trial of her alleged attacker.

On trial is Herman Spottsville, High School girl near here early for whom the state is asking Monday morning.

Arraigned before Judge Robert D. Jones early Tuesday, the men completed their preliminary questioning of the woman at 1:30 p.m., some two hours after she had taken the stand.

The defense blocked a state attempt to introduce as evidence a sketch of the woman's house at Bourbon Wardville, on which was drawn a line alleged to be the path of the woman and her attack.

The sketch was drawn by Deputy Walter Reynolds. District Judge W. A. Culpepper said that the sketch would be admissible only without the line purporting to represent the path.

Selection of a 12-man jury to Spottsville was completed yesterday night.

Pharis said he hopes to conclude trial by week's end.

Court-appointed defense attorney George Ginsberg began questioning the alleged victim Wednesday afternoon. He said: "It is the deepest reluctance that I undertake this questioning, but a duty imposed upon me by court that I have to perform."

## Negro Will Face Death For Rape

BATON ROUGE, La. (UPI)—Andrew Bennett, 21-year-old Baton Rouge man, today faced a man and death sentence.

12-man jury deliberated one and 15 minutes last night returning its verdict. Bennett is alleged to have urged the second girl to "take a walk." She was charged with attacking him and the three men proceeded to attack her companion.

The three will be held for the June term of the grand jury.

27e(2)

COVINGTON, La.—St. Tammany parish authorities have charged three men with aggravated rape of a 17-year-old Slidell

High School girl near here early for whom the state is asking Monday morning.

Arraigned before Judge Robert D. Jones early Tuesday, the men were placed under \$5000 each.

They were identified as Sidney King, 23, of Covington, Carl Bennett, 20, of Goodbee, and Louis Vincent, 18, of Goodbee.

The trio was arrested by Deputies Brown Parker and George Oalmann shortly after they allegedly released the girl and a teen-age companion in front of the Covington courthouse at about 1 a.m. The girl, whose name authorities refused to divulge, was assisted into the sheriff's office by her companion, who claimed to have witnessed the attack but was otherwise unharmed.

Questioned by Dist. Atty. James T. Burns and Deputy Charles Duvoisin, the girl stated that she had been dating Bennett and that she and her companion had been picked up by the men in Slidell Sunday night. They were driven to a Covington night spot.

A free-for-all ensued shortly after their arrival at the place, which deputies broke up by arresting the three men and five others. The two girls, waiting for their escorts to arrange bail, struck up a conversation with another teen-ager, who informed them that Bennett was married.

Upon return of the trio, the girl asked to be taken home informing Bennett that she didn't care to have anything more to do with him. Driving to a secluded spot on Louisiana Hwy. 52, Bennett is alleged to have urged the second girl to "take a walk." She was charged with attacking him and the three men proceeded to attack her companion.

The three will be held for the June term of the grand jury.

## Former police officer found guilty of raping waitress, 18

BATON ROUGE, May 1—(AP)—A 26-year-old former city policeman was found guilty today of charges of raping a pretty 18-year-old blonde waitress.

The jury deliberated less than three hours before returning the verdict against Glenn C. Miller shortly after midnight. —58

The verdict found Miller guilty of simple rape. He could have received the death penalty on the aggravated rape charges.

Miller denied the charges, described the girl as "an easy mark" and said she consented to intimate relations.

Detectives E. H. McCormick and Roy Anderson questioned Miller and they told the court he freely admitted having relations with the teenager but denied he forced the girl to submit.

The state displayed color slides focused on the courtroom was to show her injuries. Anderson said the girl's blouse was torn behind the neck and ripped down the left side.

## Freed White Suspect Tries To Kill Self

Mrs. Moore said that she was told by Dowling that the rape case had never been called to his particular attention. —58

At just about the same time the women's delegation was meeting with the District Attorney, the rape suspect, Theodore B. Snider, 4415 Duplessis, was apparently trying to commit suicide by throwing himself under the wheels of a moving trailer truck.

Snider was seriously injured and taken to Charity Hospital for treatment of leg fractures and other injuries. The apparent suicide happened on Chef Menteur Highway, about two miles west of Highway 11 junction, about 5:25 p.m. Friday.

Investigating officers said they learned from witnesses that Snider stopped the car he was driving, jumped from it, ran to the rear of a trailer truck and apparently tried to throw himself under the wheels.

He was not actually run over, though. Instead, Snider was struck by a hub cap and thrown clear.

Earlier, the rape victim told the Weekly the gory details of the attack. She said that a man, later identified as Snider, forced her into his car at gun point as she finished a baby sitting assignment in the 4500 block of Duplessis, drove to a lonely spot near the lakefront and attacked her.

The girl related that she "positively identified" the man from the police line-up the next day and that he had the same clothes on and everything. Snider, however, was released because of insufficient evidence and conflicting stories.

Angry citizens pointed to the fact that Negroes are convicted on a lot less evidence. Mail



THEODORE SNIDER

and phone calls flooded the Weekly office, protesting the release of the man.

Discussing brutality cases, Mrs. Moore said she was informed by District Attorney Dowling that no man would be brutalized or beaten while he was in office, in order to obtain confessions.

## New Facts Holds Negro In Rape Case

Jackson, Miss. (UPI)—Police today held Negro Louis Singleton, 21, who is accused of raping an elderly Negro woman at Shelby, Miss., then beating her to death with a shotgun and setting her body afire.

Singleton was arrested yesterday on a warrant filed by Bolivar county, Miss. Sheriff Howard C. Williams.

Williams said the woman's body was found in her home last month several days after she was killed.

He said New Orleans officers had arrested Singleton, who is from Shaw, Nov. 13 but released him after questioning.

"New evidence points to him," Williams said.

# Grand Jury Returns No True Bill On Alleged White Rapist

In typical Southern fashion, a 33-year-old white man, "positively identified" by an 18-year-old Negro girl as the man who raped her June 26, was cleared of the charges when the Orleans Parish Grand Jury returned no true bill last Tuesday in connection with the attack.

It was only because of the efforts of the Universal Association of Ethiopian Women that the case reached the Grand Jury. Members of the Association met with District Attorney Richard A. Dowling and after discussing the case with the District Attorney, it was brought before the Grand Jury.

Earlier, the District Attorney's office refused to accept the case. Assistant District Malcolm Mundy said a thorough search was made for the gun the girl claimed was held on her. The search was made in Snider's home and in his car, but no gun was found, Mundy declared. He asserted because no gun was found, it was a point in Snider's favor. Mundy indicated further that what it actually boiled down to was the victim's word against Snider.

When the story hit the streets, calls flooded the Weekly office. Though the words were different in protesting the handling of the case, all basically said the same thing. Virtually all the callers noted the fact that while Negro men are given the chair on the flimsiest kind of evidence in rape cases, whites accused of rape by Negroes go free even after being "positively identified."

What became of Snider, the man accused of the rape? Did he, as most other whites, continue living as before after "beating" the rap? Apparently not, as verified by the fact that L. A. Kleinfelt, in re-

rusing charges against Theodore B. Snider, 4415 Duplessis, the man charged, said there was "insufficient evidence" and conflicting stories between what

the girl and the accused said. The girl charged that she was forced into a car by a man, later identified as Snider, at gun point. She said she was to the rape of a 15-year-old driven to a deserted spot just past the Lakefront near the airport, then was attacked.

She said she was afraid not to obey the man's commands because he brandished a gun before, during and after the attack. The next day, Snider was picked as the rapist from six other men. "He was fourth," the victim declared, "I recognized him right away. He had on the same clothes and everything."

Yet, even after the identification, charges were refused by the District Attorney's office, then a no true bill was returned by the Grand Jury after it finally heard the case.

In explaining the case to the Weekly when the District Attorney's office first refused to accept charges. Assistant DA Snider evidently tried to take his own life by throwing himself under the wheels of a moving trailer truck recently.

Fortunately or unfortunately, depending on one individual's thoughts in the matter, Snider was not killed but seriously

injured and taken to Charity Hospital for treatment of leg fractures and other injuries.

The suicide attempt happened on Chef Menteur Highway, about two miles west of the Highway 11 junction about 5:25 p. m., July 25, ironically enough just one day short of being a month from the time the girl charges the rape occurred.

Snider stopped his car, jumped from it, ran to the rear of the trailer truck and attempted to throw himself under the wheels. Instead of being run over, Snider was struck by a hub cap and thrown clear.

Though the case points out clearly how most whites get off clean in attacks of Negroes another recent case testifies that even when Southern white

## 'Insufficient Evidence' Is Reply To Negro Girl's Charge

Although Clinton Poret and Edgar Labat, ~~both~~ living at Angola in the shadow of the electric chair, and while many other Negroes convicted of rape of white women ~~on~~ especially ~~evidently~~ evidence as Poret and Labat, but not as fortunate as to get ~~stays~~ have had their lives "burned" away in the deadly chair, a 33-year-old white man identified by an 18-year-old Negro girl as the man that raped her is free.

Theodore B. Snider, 33, 4415 Duplessis, had charges of rape refused by the Orleans Parish District Attorney's office last Tuesday, because of insufficient evidence and conflicting stories between what the girl said and what the investigation unearthed.

Assistant District Attorney Malcolm Mundy told the Weekly that a thorough search for the gun the girl claimed was held on her, was made in the home of Snider and in his car, with the results being no gun was found. He asserted that because no gun was found, it was a point in Snider's favor. Mundy indicated further that it boiled down to being Snider's word against that of the girl.

A question that comes to the mind of the average Negro is why then doesn't it take any more than a white woman's word to convict a Negro man accused of rape, even when many, many conflicts in stories arise. They point to the case of Poret and Labat as typical examples of Negro men being convicted amidst all kinds of conflicting stories.

The victim herself, seated in her home in the uptown section of the city, told the Weekly that she "positively identified" Snider as the man that forced her into his car at gun point, drove to a deserted section of the lake front and attacked her. She said she was afraid not to obey his commands.

She said she had been baby sitting at an apartment in the 4500 block of Duplessis, and was forced into a car about 10:30 p. m., June 26, as she awaited her uncle who was to take her home.

The man drove out Mirbeau past the lakefront, across the bridge and stopped just alongside an airport. He then ordered her from the front into the back seat where he raped her, she said.

After being attacked, the girl said he ordered her to climb back into the front seat. As they drove back to the area in which she was forced into the car, she quoted him as saying, "If you say anything about this you'll be sorry; I'll kill you." The whole time he drove, he held a pistol with one hand and drove with the other, she said.

Acting as if he was drunk though no alcohol was evident,

the girl said he told her that she had "pretty skin" and that it was "smooth as silk". He also said, according to the victim, that she was "cute" and "real pretty."

About half way back to the site where she had been forced into the car, the girl said her assailant wiped his mouth on his shirt and kissed her.

She said he then parked in

front of a house at 4401 Paris, opened the car door and told her if she didn't get out he would kick her out. It was about 11:30 p. m., then she related. She then raced to the front door of the 4401 Paris house and rang the door bell, she said. Crying, she informed the woman that came to the door, but didn't open it, that she had been raped.

The woman informed her that she wouldn't open the door, but that she could wait on the step until she called the police. About ten minutes later the police came and drove the victim back to the home where she had been baby sitting. The victim's story that she had been baby sitting was verified by her employer, and the police started to Tulane and Broad, with the girl.

Enroute to Tulane and Broad, the police car passed another car, the girl recognized as the one she had been forced into. Upon pointing out the car to police, the officers stopped and went into the home where the car sat in front, and brought Snider out. The victim said she recognized him right away as the man that raped her. Snider's wife said he was with her.

Another police car was summoned and both cars—one with the victim and the other with the accused—proceeded to police headquarters at Tulane and Broad.

At Tulane and Broad, the girl was given a thorough physical examination and was further questioned in regard to the attack. She stayed at police headquarters all night and next

day picked Snider from six men in the police lineup. "He was fourth," she declared, "I recognized him right away. He had on the same clothes and everything."

Still visibly shaken from the ordeal, the girl went on to relate that she had moved here about four years ago from Memphis. She lives with her mother and two sisters. She went on to say that she has quit her baby sitting job, but would seek another soon.

9509

27e(2) 1958

# Dismissed for assault on girl, 23

*2 Te*  
**RALTIMORE**  
 "This kind of thing makes it bad for all of us."  
 "Folks will read about this and think hard of every cop in town."  
*pro American*  
 "It wasn't even necessary."

That was the comment Thursday morning of a veteran police sergeant after a rookie Northern District patrolman was convicted of assaulting a brown-skinned housekeeper.

The charge was preferred by Miss Elizabeth Mollie Johnson, 23, of the 1300 block Myrtle Ave., a maid in an Auchentoroly Terrace home.

Two hours later, Patrolman Edward Leo Bromwell Jr., 26-year-old blond officer of the 800 block 5th Ave., Lansdowne, Md., was dismissed from the force by Police Commissioner James M. Hepburn.

*7-26-58*  
 THE HEARING before the commissioner lasted approximately 90 seconds.

An observer present at the hearing reported that the Commissioner was "furious" as he ordered the patrolman dismissed.

*7-26-58*  
 Before his dismissal, Patrolman Bromwell had pleaded not guilty to the charge at a hearing in Northern Police Station.

However, Magistrate Henry Rogers found him guilty. He was fined \$100 and costs and given a 60 days suspended sentence.

Testimony was that the married officer made improper advances toward Miss Johnson on Wednesday while she was at work in the 3000 block of Auchentoroly Terrace.

Miss Johnson, is employed as maid in the Auchentoroly

Ter. home of Mr. and Mrs. Alonzo Moore. Mr. Moore a well known sportsman, was present at the hearing.

Following a complaint by the maid, she and the patrolman were taken to Northern where they were questioned for more than two hours.

*MISS JOHNSON*, a slim young girl, is a native of North Carolina. She told Magistrate Rogers that after Bromwell left his beat and entered the house uninvited, he drew his revolver and nightstick in an effort to make her submit to his advances.

She stated that during her struggle with the officer, he pushed her down on the floor. Miss Johnson picked Bromwell from a line-up of ten men at Northern Wednesday night.

IN HIS testimony, Patrolman Bromwell denied that he had touched the young woman.

Magistrate Rogers asked the defendant why he had admitted to his superior officers that he had touched her.

Bromwell replied:  
 "When you are in trouble, you say a lot of things."

Inspector Leo Kelly and Acting Northern District Captain Joseph O'Donnell handled the investigation of the complaint.

Patrolman Bromwell had been on probation following graduation from the Police Academy two weeks ago. He was assigned to Northern on July 3.

He is the son of a veteran officer, Patrolman Edward Bromwell Sr., who is assigned Eastern District. Young Bromwell is married and the father of two children.

*7-26-58*  
 THE DISMISSAL of Bromwell marked the third time in three months that a police officer has been dropped from the force because of misconduct.

In June, three blond Traffic Division Patrolmen were dismissed by the Commissioner and a fourth man resigned.

They were John E. Virfe who pleaded guilty to three charges involving trips in a police car with a 19-year-old brown-skinned girl.

William S. Church who plead guilty to six charges, includ-

ing one that he was intimate with the 19-year-old girl for three years.

And, James A. Boswell who pleaded guilty to three morals charges involving dates with the 19-year-old girl and a 15-year-old blonde.

The fourth patrolman, Edward L. Burgan resigned from the department after he had been transferred to the Northwestern District as a result of the hearings.

He was charged with conduct unbecoming an officer and had been given one year of night duty and 15 days without pay.

IN MAY, PATROLMAN David L. Hubbard of the Northeastern District was dismissed after he was found guilty of:

Making a false report to his superior officers; abusing his police powers by using them to settle a personal claim and accepting a settlement of personal claim without the permission of the Commissioner.

The charges against Hubbard resulted from an incident in which he admittedly accepted \$20 payment for a broken window of his automobile while on duty.

## Man Is Given 20 Years in Child's Rape

*7-26-58*  
 William H. Tibbs, 22-year-old Dawsonville (Md.) farmhand convicted last month of raping a nine-year-old girl, today was sentenced by a Montgomery County judge to serve a 20-year prison term.

Circuit Court Judge Kathryn J. Lawlor, who had deferred sentencing last November 26, when the 12-man jury found Tibbs guilty, meted out the maximum sentence possible under the verdict. The jury had returned a "guilty without capital punishment" verdict, which eliminated the death penalty and automatically limited the sentence to a maximum of 20 years.

Tibbs, who pleaded not guilty on the grounds of temporary insanity, claimed he could not remember what hap-

## MARYLAND

9508

## Rapist Dies In Mississippi Gas Chamber

ANCHORAGE, Miss. (AP)—A young Negro's speech impediment disappeared Wednesday as he walked smiling and with "trust in the Lord" to death in the gas chamber for raping a white woman.

*Death Row*  
C. Cameron, dubbed "The Star" by newspapers because of his poor way of talking, obviously not afraid as he walked inside the steel cubicle which Mississippi's doomed inmates their last.

"I ask for no pity," the 23-

old former service station attendant said as he walked, unarmed, down Death Row. Continuing to recite the 23rd Psalm, he said:

"Thy rod and Thy staff comfort me." — 29-58

On chaplain R. B. Hicks' advice,

*Execution*  
"the most astonishing thing about this prisoner is that on the morning of his execution his speech impediment, very noticeable before, is entirely gone."

Cameron blamed uncontrollable fits for a series of attacks on

women at Brookhaven, Miss., in early 1957. At the height of the tension, Brookhaven citizens carried arms, floodlighted their yards at night, and joined others in hunting down many Negroes for questioning.

Among those who witnessed the execution was Brookhaven Police Chief Clyde Coker.

"This is what the people in Brookhaven want," Coker said. "They are now satisfied, but there was a time when the town was really split."

Moody's fingerprints were found on the windowsill of the home of the woman who accused Lang. Moody's wife had a ring which had been stolen from the 1954 rape victim.

Judge Casey had denied Lang's request for a new trial earlier this year on grounds the victim insisted Lang was the rapist.

Casey said also that the woman testified her assailant warned her against any noise because he had an accomplice in the next room.

When the Supreme Court ordered the new trial, Justice James G. Holmes dissented, saying Moody could have been Lang's accomplice.

Moody has admitted the rape for which he was sentenced but denies the rape for which Lang was sentenced.

Lang has been free on bond.

## New Rape Trial Date Will Be Set

*Jackson, Miss.*  
LAUREL, Miss. (UPI)—Circuit Judge Lumford Casey will set a date Monday for the second rape trial of a Negro who claims another Negro later imprisoned for another rape, committed the attack.

The State Supreme Court ordered a new trial for Thelma Lang, 32-year-old former Laurel school teacher who drew a life sentence for the crime.

Lang was convicted of the 1954 rape of the 21-year-old white woman after she identified him through a sweet smelling perfume she said her attacker wore.

After Lang had begun his life sentence, 26-year-old Leory Moody, who resembled Lang physically, was sentenced to life for another rape involving a white woman.

Moody's fingerprints were found on the windowsill of the home of the woman who accused Lang. Moody's wife had a ring which had been stolen from the 1954 rape victim.

Judge Casey had denied Lang's request for a new trial earlier this year on grounds the victim insisted Lang was the rapist.

Casey said also that the woman testified her assailant warned her against any noise because he had an accomplice in the next room.

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Moody has admitted the rape for which he was sentenced but denies the rape for which Lang was sentenced.

Lang has been free on bond.

9507

# New Trial Is Ordered In Criminal Assault Case

JACKSON, Jan. 27. (UPI)—Thelma Lang, 34-year-old Laurel Negro sentenced to life imprisonment on a charge of criminally assaulting a white woman, won a new trial today when the State Supreme Court ruled new evidence could free him.

The high court also reversed lower courts in two other cases in ruling that:

—A Hattiesburg Negro minister be cleared of a contempt conviction for failing to appear as a witness in a case in which a white man was charged with criminally assaulting his Negro baby-sitter.

*Bart Henley*  
A man using his own truck to haul gravel for a company at the company's direction is not an independent contractor and is entitled to workmen's compensation benefits.

*Due. 1-28-58*  
In an 8-1 decision, the court said the Jones County Circuit Court was wrong in refusing to grant Lang a new trial.

Lang, a former school teacher, was convicted on the testimony of the victim. She said a small

Negro intruder wearing sweet smelling perfume criminally assaulted her in her home the night of Aug. 5, 1954, and said he stole her billfold containing her wedding ring. She said she could not see her attacker clearly but that he told her he was accompanied by a "buddy" who stood by watch.

Lang was arrested after the woman "spotted" him on a Laurel street more than a year after the crime and identified him from the perfume he was wearing.

On June 15, 1956, another white woman was criminally assaulted in her home and Leroy Moody, a Negro about Lang's size, confessed to the crime and drew a life sentence. It then was discovered that his fingerprints matched those found on the window of the first victim. The stolen ring was found in possession of Moody's wife and the billfold was found near the filling station where Moody worked.

District Attorney Grover Doggett said he believed Lang innocent and withdrew from the case when Lang asked for a new trial. "The facts in this case are such that a trial jury, if fully apprised of them, could likely en-

tertain a reasonable doubt as to the guilt of the appellant," Justice Percy Lee wrote.

In dissenting, Justice James G. Holmes said the high court was "usurping the judicial discretion which property belongs to the trial court." He said the new evidence "serves only as a circumstance to establish the presence of Leroy Moody in the victim's home and does not preclude the presence of Lang."

The Rev. W. D. Ridgeway, a Hattiesburg civil rights leader, was fined \$10 and sentenced to

one day in jail for failing to appear as a witness in the trial of David Royce Shoemake, accused of attacking his baby-sitter after the woman had kept his child.

Ridgeway said he had appeared as summoned last Sept. 4 but was told by other witnesses "the case is off" and left. Later, he apologized to the court for failing to appear when the trial started the next day. The state's high court held there was no proof of criminal contempt and freed him.

In a workmen's compensation case, William Wade was injured while hauling gravel from the Lingle pit in Copiah County for Traxler Gravel Co.

The Workmen's Compensation

Commission and Copiah County

Circuit Court ruled he was not

an employee of the company but

an independent contractor. The

Supreme Court reversed that

decision and ordered that he be paid compensation for

his injuries.

Testimony showed that Mr. Wade owned and operated his own truck. He hauled gravel for Traxler at so much per load. He had no contract with the company which furnished the loading machinery and ordered him when and where to haul the gravel.

The high court said evidence showed "conclusively" that he was an employee of the company. He wrote, "you propose to drop notes inviting Allentown residents to come to Gulfport to inspect the flag and enjoy Southern hospitality."

"Dropping notes would likewise violate our city code, so let me humbly suggest," he added, "instead of dropping your flags and notes, you drop your

## NEGRO SERVING LIFE IS GIVEN NEW TRIAL

Woman Identified Attacker  
By Perfume Smell

### NEW EVIDENCE IS FOUND

From The Commercial Appeal  
Jackson, Miss., Bureau

JACKSON, Miss., Jan. 27.—A former Negro school teacher of Laurel, serving a life sentence for assault on a white woman,

Monday was given a new trial by the Mississippi Supreme Court. The new trial was granted on the basis of evidence uncovered two years later implicating another Negro as the guilty party.

Justice Percy Lee wrote the opinion reversing the Jones County Circuit Court judge's refusal to grant a new trial to Thelma Lang following discovery of evi-

dence that fingerprints at the scene were those of Leroy Moody, another Negro. Moody later committed a similar crime under identical circumstances and is serving a life sentence for that assault.

Lang was identified on a Laurel street a year after the crime when the woman who was assaulted identified him by "sweet smelling perfume," the same she said was worn by her attacker.

#### Other Evidence Found

Other new evidence was discovered more than two years after the crime. A wedding ring in the possession of Moody's wife, and he was found to be the owner of a trench coat worn by the attacked.

Moody's fingerprint also matched one taken on the ledge of the window in the first attack following his arrest for another statutory offense in June of 1956.

The first attack was in August of 1954.

The new evidence was so convincing of Lang's innocence that the Court for failing to show up as a witness in a case in which a refused to contest his petition for a new trial and withdrew attacking a Negro baby-sitter, the Supreme Court set aside the conviction.

Chief Justice Harvey McGehee wrote the opinion freeing Rev. W. D. Ridgeway. The record disclosed that the preacher had appeared on the day the new trial was denied. He then case was called, but left when appealed to the Supreme Court other witnesses told him the which ordered the lower court "case is off." Later, it was set to entertain it, asserting that for the following morning, and "such grave doubt arises as to Rev. Ridgeway did not return, his guilt that no enlightened thinking court dedicated to the plainest principles of justice should deny a judicial inquiry to determine whether the judgment should be vacated."

#### Counsel Not Advised

The record disclosed that Lang's counsel in his 1954 case was not advised of the new evidence until December of 1956, six months after the second assault involving Moody and to which he confessed.

Justice Lee said "putting the newly discovered evidence alongside the evidence which was adduced in the original trial, the doubt as to Lang's guilt becomes so grave that we cannot place the stamp of judicial approval upon his conviction and thus doom him to imprisonment for the term of his natural life."

"We think the trial judge, in the exercise of his judicial discretion, should have granted a new trial, and that exercise of such judicial discretion, under the facts of this case, required the granting of a new trial," Justice Lee said.

Justice James G. Holmes dissented from the majority ruling, asserting that it "usurps the judicial discretion which properly belongs to the trial judge."

#### Guilt Not Fixed

"The majority now substitute this court's discretion for that which properly belonged to the trial court," Justice Holmes said. "The evidence does not fix guilt of the infamous crime upon Moody, it merely establishes his presence in the victim's home at the time of the commission of the crime."

At the original trial, the woman said the Negro threatened her baby unless she yielded to his demands and asserted he had a "buddy" nearby.

In another case involving a Negro Baptist preacher of Hattiesburg, sentenced for contempt

of the Forrest County Circuit Court for failing to show up as a witness in a case in which a white man was accused of attacking a Negro baby-sitter, the Supreme Court set aside the conviction.

LAUREL, Miss. (UPI)—A 23-year-old Negro was charged Monday with rape and murder after he admitted kidnaping, raping and killing an 18-month-old Negro girl. Jones county Atty. Leonard Melvin identified the man as Allen

Dean Jr.

The baby was identified as Shirley Ann Hayes, daughter of Bernice Pugh, 30.

Melvin said a physician confirmed the rape and said death was due to strangulation.

Officers quoted the mother as saying Dean had attempted to assault her Sunday night, but she fled to a neighbor's home and called police.

When she returned home, she said, her 4-year-old son told her Dean had taken the baby.

The child's nearly nude body was found about three blocks away.

## Negro Baby Is Assaulted And Slain At Laurel

LAUREL, Miss. (UPI)—Jones County Prosecutor Leonard Melvin Jr. said a negro man kidnaped, raped and murdered an 18-month-old negro baby last night and left the dead and almost nude body in an alley less than three blocks from his home.

Melvin said the man, Allen Cootie Boy, Dean Jr., 23, admitted the assault and has been charged with rape and murder.

Judge Lunsford Casey imme-

diately sentenced Dean to death in

the state's gas chamber on June 6. However, appeals to the State

Supreme Court are mandatory in

such death cases, so a later execution date will be set in the fall.

The prosecutor identified the girl as Shirley Ann Hayes, daughter of Bernice Pugh, about 30.

He said the examining physician

said death was caused by

strangulation.

Officers quoted the mother as

saying Dean peeped through a window in her home about midnight,

she told him to go away or she would call police, but that he later

returned and tried to assault her.

The mother told officers Dean

kicked the door open and she

ran to a neighbor's home to call

police. When she returned to her

home, she said, her four-year-old

son told her Dean had taken the

baby out the back door.

## Rape, Murder Charged to Man

LAUREL, Miss. (UPI)—A 23-year-old Negro was charged Monday with rape and murder after he admitted kidnaping, raping and killing an 18-month-old Negro girl.

Robert L. Blanton, 21, and Dennis, 19, both of Mobile, were indicted for the alleged rape of a young south

Mississippi girl.

John Henry Norwood, a Negro

was indicted for the first degree

slaying of Harry Johnson, another

Negro, in a gun fight May 3. Lettie Mae Jenkins was indicted for

first degree murder in the killing

of Wesley Harris, Negro, April 21.

Officers quoted the mother as saying Dean had attempted to assault her Sunday night, but she fled to a neighbor's home and called police.

When she returned home, she said, her 4-year-old son told her Dean had taken the baby.

The child died of strangulation.

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# LAUREL NEGRO GETS DEATH FOR BABY RAPE-SLAYING

Laurel, Miss., April 19 — A Jones County circuit court jury yesterday convicted Allen Dean Jr., 23-year-old Negro, of murder in the sex-slaying of a Negro child.

The verdict, without recommendations, made the death penalty mandatory.

Judge Lunaford Casey immediately sentenced Dean to death in the state's gas chamber on June 6. However, appeals to the State Supreme Court are mandatory in death cases, so a later execution date will be set in the fall.

Police said Dean admitted he kidnapped 18-month-old Shirley Ann Hayes from her home, then raped and killed her in a nearby field. The girl died of strangulation.

## Fumes Take

## 12 Minutes;

## Rapist Calm

By PHIL STROUPE

Daily News Staff Writer

PARCHMAN, Miss. — Talking clearly to the God he was confident he had found, the mumbler from Brookhaven walked smiling to death in the gas chamber here today for a series of attacks on white women in 1958.

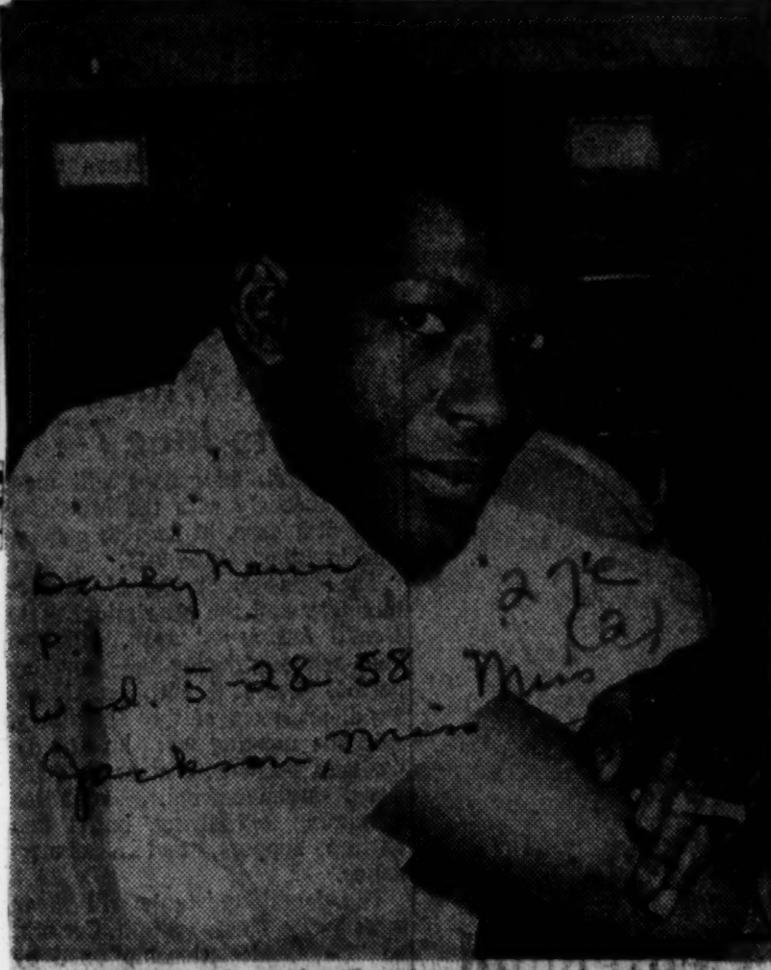
"I shall fear no evil," J. C. (The Mumbler) Cameron quoted loud and clear from the 23rd Psalm as he walked down death row. "Thy rod and thy staff shall comfort me."

The 23-year-old Negro was pronounced dead at 8:41 a. m. by the prison physician, 12 minutes after the lethal fume hit him.

Prison Chaplain R. B. Hicks said "the most astonishing thing about this prisoner is that in the morning of his execution his speech impediment, very noticeable before, is entirely gone."

Cameron, convicted of raping a Brookhaven white woman in a series of attacks in February 1957 which turned that town into an armed camp, heard the gas chamber door close behind him at 8:28 a. m.

Dr. T. A. Robinson, prison physician, pronounced him dead.



### MUMBLER SPEAKS CLEARLY TO GOD

Brookhaven rapist dies in gas chamber.

For the first time, an electrocardiogram was used to show the exact time of death. Dr. Robinson said the device "gives the prison a permanent record on how and when death occurred."

Shortly before he died, Cameron told the lone reporter at the scene: "I'm confident, I'm not nervous." Cameron was very calm.

### SHAKES HANDS

As he walked down death row, Cameron shook hands with and said goodbye to two other Negroes awaiting death—one of whom was Black.

They are Robert Lee Goldsby, a St. Louis, Mo., Negro convicted of shooting a white woman to death at Vaiden, Miss., in September 1954, and Allen Dean of Laurel, Miss., convicted this year of raping and killing an 18-month-old Laurel Negro child. Goldsby has been granted a new trial.

Cameron's last meal, eaten yesterday evening, consisted of fried chicken, French friend potatoes

He coughed slightly as his breathing diminished.

### GAINED 30 POUNDS

Cameron, a slight youth when arrested, has gained 30 pounds while awaiting execution.

"This is what the people in Brookhaven want," said Police Chief Coker, who said it was the first time he has witnessed an execution. "They are now satisfied, but there was a time when the town was all astir."

The body was returned to Brookhaven by Lee Cooper and M. A. Parker, undertakers at Hartman Funeral Home there.

Sheriff Smith read the death warrant to the prisoner at the maximum security cell block after which a prison sergeant released the lock on Cameron's cell. Cameron himself opened the cell door and, without help, followed the chaplain down the long hallway to the gas chamber.

Chaplain Hicks marveled at the prisoner's unusual calmness and confidence.

"I can smile because I have put my trust in the Lord," Cameron told me. He said he particularly liked Chapter 14 of the Gospel of St. John and the 8th Chapter of Psalms.

### NEW CHANCE

## Lang Set For Rape Retrial

LAUREL, Miss. (UPI) — The controversial Theldor Lang case was set for call today in Jones County Circuit Court.

The former Negro school teacher will be re-tried for raping a Laurel white woman. Lung, 30, was sentenced to life in 1954 for the attack but was freed on bond after the Supreme Court ordered a new trial in view of newly-discovered evidence.

Officers said they discovered that fingerprints found in the victim's home matched those of another convicted rapist, Negro Leroy Moody, who was sentenced to life for attacking another Laurel white woman.

A venire had not been called early today and attorneys said the actual trial probably will not begin for several days.

As the gas chamber closed and the fumes filled the chamber from a vent beneath the doomed man's chair, Cameron reacted with a strong muscle spasm, threw back his head and then became calm.

## Coleman Orders Rapist Released From Parchman

By United Press International

A Chickasaw County timber worker who was sentenced to four years imprisonment last April for statutory rape today was released from Parchman State Penitentiary under

Gov. J. F. Coleman said he granted the suspension on "newly discovered evidence" which convinced him the man, Ray Brantley, about 28, was innocent. The evidence, not available at the time of the trial, was a sworn affidavit by a person showing that Brantley was not with the girl at the time she said she was seduced.

In Houston, Chickasaw County Attorney W. W. Brand said the girl, about 20, and her family brought the complaint against Brantley, a resident of West Chickasaw county.

Coleman said that "newly discovered evidence in sworn affidavit form raises the strongest doubts as to the guilt of this prisoner. In fact the Governor is convinced by this new evidence that the prisoner is not guilty."

Coleman said, however, that Brantley would have to report monthly to the probation and parole officer of his county for the next two years.

## New Trial Is Ordered In Rape Case

LAUREL (AP) — Theldor Lang, 35-year-old Negro school teacher sentenced to life for raping a white woman, stands trial for the crime again Monday, this time contending a fellow convict is guilty.

The State Supreme Court ordered a new trial after Lang's attorney showed that the 1954 rape could have been committed by Leroy Moody, 26-year-old Negro who resembled Lang physically.

Moody is serving life for raping another white woman. He pleaded guilty to the crime for which he was sentenced but denied the Lang rape.

After Lang was sentenced, officers found Moody's fingerprints in the home of Lang's victim and Moody's wife had a ring stolen from Lang's victim.

Dist. Atty. Grover Doggett has withdrawn from the case on grounds he believes Lang innocent.

Circuit Judge Lumsford Casey appointed Forrest County Dist. Atty. Danny Dabbs to replace him during the trial.

Judge Casey also refused to permit court-appointed Atty. Ronald Brown to withdraw on grounds he represented the rape victim's husband in a lawsuit and would have conflicting interests.

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MISSOURI

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## Jury urges 50-year terms for Negroes in Mississippi rape

Two Chicago Negroes Given 50 Years Each In Missouri Rape Trial

JACKSON, Mo., Oct. 2—(AP)—  
Five-year prison sentences have been recommended by a Circuit Court for two Chicago Negroes who raped a Pennsauk County white woman.

Formal sentencing of Morris Williams, 32, and Joseph Bradford, 21, convicted yesterday, was set for Oct. 10.

PROSECUTOR JAMES A. Vickrey had demanded the death sentence for the two men charged with raping Mrs. A. J. Smith, 25, while holding her husband captive at a point in the same's communion. Mrs. and home, at Hermondale, Mo.

Court-appointed defense lawyers filed a motion for a new trial.

THE PAIR ALSO is accused of engaging in a running gun fight with St. Louis police after being stopped for a traffic violation. Their flight ended in a wreck in which Williams was captured.

Bradford escaped and was accused of terrorizing another family. He was arrested on a Chicago-bound bus at Cape Girardeau, Mo.

Neither defendant testified.

*Arvelton*  
JACKSON, Mo. (AP)—Two Chicago Negroes got recommended 50-year sentences each Wednesday when a Missouri court jury found them guilty of the rape of a white woman in Pennsauk County, Mo.

Morris Williams, 32, and Joseph Bradford, 21, sat impassively as the verdict was read.

The verdict was given after prosecuting Atty. James Vickrey made a dramatic plea for the death penalty.

Vickrey holding a finger close to the defendant's faces shouted: "Death, death, death!"

After the verdict, defense lawyers filed a motion for a new trial. But the defense attorneys indicated they were not dissatisfied with the verdict.

Formal sentencing was set for Oct. 10.

9505

## ~~Convicted~~ Ordered In Jersey Rape

The Appellate Division of Superior Court

reversed the conviction for

the rape of a 17-year-old girl

and ordered a new trial.

The action affected George and

Lester Riley.

The brothers were convicted

of raping Betty Anne Sodan, a high school senior, and

beating her friend, Roger Willis, when they found

them in a car off Grand ave-

n in Eatontown on Feb. 28

## RAPE PENALTIES ARE REINSTATED

Jersey High Court Over-

turns Reversals

TRENTON, N. J. (UPI) — The supreme court has reinstated the jury conviction of two Negro brothers charged with raping a 17-year-old girl and beating her boy friend.

The appellate division of superior court had reversed the conviction of George and Lester Riley of Eatontown and ordered a new trial on grounds the trial judge asked improper questions.

But the supreme court, in a unanimous decision by Justice William A. Wachenfeld, said, "unquestionably, the jury was entitled to find that the defendants' guilt was proved beyond a reasonable doubt."

NOT 'PREJUDICIAL'

And it said, "there was nothing in the conduct of the trial judge which could legitimately be classified as improper or prejudicial to the defendants' rights to a fair and impartial trial."

The Riley brothers were ac-

used of dragging Betty Sodan of

Van's Trailer Park, Eatontown, from her boy friend's car and raping her.

A younger brother, Melvin Riley, was treated as a juvenile delinquent and not indicted. A fourth companion, Charles Thornton, was indicted with the Riley brothers but testified for the state at their trial and was tried separately himself.

George Riley was sentenced to 10-15 years in state prison and Lester Riley was committed to the state hospital for up to 30 years.

The appellate division said it was improper for the trial judge to ask Miss Sodan leading questions about the actual rape.

JUDGES' ACTION UPHELD

Wachenfeld's opinion, however, held that sometimes only the dignity and impartiality of a robed judge can persuade rape victims to discuss the details of the case.

The supreme court sided with the appellate division in ruling that the two men should not also have been convicted of assault with intent to commit rape. It said this charge was included in the rape charge.

But it reversed the appellate division in ruling that convictions of atrocious assault and battery on Miss Sodan's boy friend, Roger Willis, should stand. The supreme court said it was not necessary to prove which one of the four men beat Willis.

The Riley brothers were given suspended sentences on the two lesser charges.

9505

9504

~~Negro sentenced  
to life for rape~~

WINSTON-SALEM, N. C., March 5 (P)—A husky Negro service station attendant yesterday pleaded guilty to raping the pretty wife of a Wake Forest College basketball coach and was sentenced to life imprisonment.

Charles Moore, 27, of High Point, entered the plea at his arraignment.

Moore, 6-4, was charged with raping Mrs. Al Deporter last Dec. 13. He had delivered the Deporter family car to their apartment and Mrs. Deporter was accompanying him back to the station when the attack occurred at knifepoint on a lonely dirt road within the city limits.

A letter was read in court by Mrs. Deporter in which she said it would be detrimental to her health to appear. She has been under the care of a physician since the attack.

Both seem stunned by the verdict. Their attorneys gave notice of appeal to the State Supreme Court. Judge Burgwyn denied bond pending the appeal.

Officers said the case broke the night of Feb. 1 when three Air Force enlisted men reported they saw a man strike a woman and push her into a car on a downtown street.

Using a description of the car furnished by the airmen, police stopped the auto on U.S. Highway 17 north of the city about 2 a.m. Feb. 2. They said Grundler was driving, with Jelly a passenger.

Later, officers testified, they located Mrs. Opal Morris, pretty wife of a Marine now stationed in the Pacific. She reported she was raped by Jelly and Grundler.

Two defense witnesses, both marines, testified they had "known" the complaining witness as "Marie" on four occasions, the latest on the same night she was reported to have been assaulted by Jelly and Grundler.

WILMINGTON, March 8 (P)—Two young marines were sentenced to life in prison today after an all-male jury convicted them of raping the 19-year-old wife of a serviceman stationed overseas.

The jury, which considered the case several hours last night and today, recommended mercy for Pfc. Joseph Leonard Jelly, 20, of Maspeth, N.Y., and Pfc. Robert Joseph Grundler, 21, of Lowell, Mass.

Under North Carolina law, rape is a capital crime punishable by death in the gas chamber. A recommendation of mercy by the jury makes the life term mandatory.

Jelly burst into tears and buried his head in his cupped hands when Judge W. H. S. Burgwyn passed sentence and commented the jury and law enforcement officers for their work in the case.

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Two defense witnesses, both marines, testified they had "known" the complaining witness as "Marie" on four occasions, the latest on the same night she was reported to have been assaulted by Jelly and Grundler.

~~2 Marines Get  
Life for Rape~~

WILMINGTON, N. C., Mar. 8 (P)—Two Marines were sentenced to life imprisonment today for the rape of a nineteen-year-old wife of a Marine. An all-male jury returned a guilty verdict today in New Hanover Superior Court and recommended life imprisonment.

Attorneys for the defendants, Joseph Leonard Jelly, twenty-two, of Lowell, Mass., and Robert Joseph Grundler, twenty, of 60-60, 55th St., Maspeth, Queens, served notice of appeal.

Mrs. Opal Morris, wife of a Marine now stationed overseas, testified that the Marines from Camp Lejeune, N.C., dragged her into a car as she walked home from a house. She said the pair drove to a rural area and raped her. She said Jelly struck her several times with his fist, breaking her jaw.

An all-male, all-white jury deliberated an hour before finding Bass guilty of raping Mrs. Sarah K. Mahler, mother of three, in an insurance building in Cameron Village last June 12.

Mrs. Mahler made no outward show of emotion as the verdict was announced. She sat calmly, flanked by her husband and her father, and looked intently at the 12 men. She was not in the courtroom when Bass was sentenced.

**Appeal Noted.** Judge Paul sentenced Bass to die on September 26. Negro attorney Herman Taylor, appointed by the court to represent Bass, served notice of appeal to the State Supreme Court. Execution will be delayed until the court can review the case.

Taylor was given 60 days to prepare his appeal. After the verdict was heard, Judge Paul asked Taylor if he wanted the jury polled. Taylor said no, but Judge Paul said, "We better poll the jury anyway." The verdict was the same from each of the 12 men.

**First Death Sentence.** For Judge Paul this was the first time since he became a Superior Court judge in 1953 that his duties as jurist required him to sentence a man to death.

Judge Paul said the job was naturally an unpleasant one "but after he (Bass) has had as fair a trial as he had, it doesn't upset you. It was just another case

~~Convicted of Rape~~~~Bass Gets Death Sentence~~

where something had to be done." Judge Paul returned to his home in Washington, N. C., late Thursday after court was adjourned for the week.

The defendant's wife was beside him when the verdict was returned and sentence passed. She made no display of emotion and remained dry-eyed throughout the ordeal.

After the jury was polled Taylor moved that the verdict be set aside on the grounds that it was contrary to the evidence "and against the greater weight of the evidence."

**Courtroom Crowd.** Even after the verdict was returned people continued to crowd into the already packed courtroom until they stood three and four deep along both side and back walls.

When word circulated that Bass would be taken to Central Prison after lunch, large crowds gathered in the alley beside the court buildings to see the condemned man led away.

Curious spectators likewise crowded windows of office buildings nearby until Bass, handcuffed to another prisoner, was led away by Sheriff Robert Pleasants and deputies.

The other prisoner was Cleveland Jones, a local Negro recently convicted and sentenced to life in prison for raping an eight-year-old Negro girl.

Mrs. Mahler testified Tuesday that Bass approached her as she worked late in a fourth floor office of the Occidental Life Insurance Building on the afternoon of June 12, knocked her from a chair to the floor and threatened to kill her if she made an outcry.

He said he forced her to go up a stairway to an equipment room on the fifth floor where he struck her several times and then raped her.

**Played Dead.**

After she was raped, Mrs. Mahler testified, Bass cut her with a hawk-billed knife with a three-inch blade until she feigned death and was left for dead.

She said after waiting several minutes she attempted to make her way to the elevator only to be caught by Bass again on the stair landing and slashed repeatedly until she played dead again.

Local Surgeon James Manley testified that between 400 and 500 stitches were required to close her wounds. Mrs. Mahler finally gained the elevator and went down to the first floor where she obtained help in getting to Rex Hospital.

Bass was arrested a short time after the attack occurred. He was found hiding in an elevator control room on a mezzanine off the first floor.

The trial got under way Monday with selection of a jury.

**Six Possible Verdicts.**

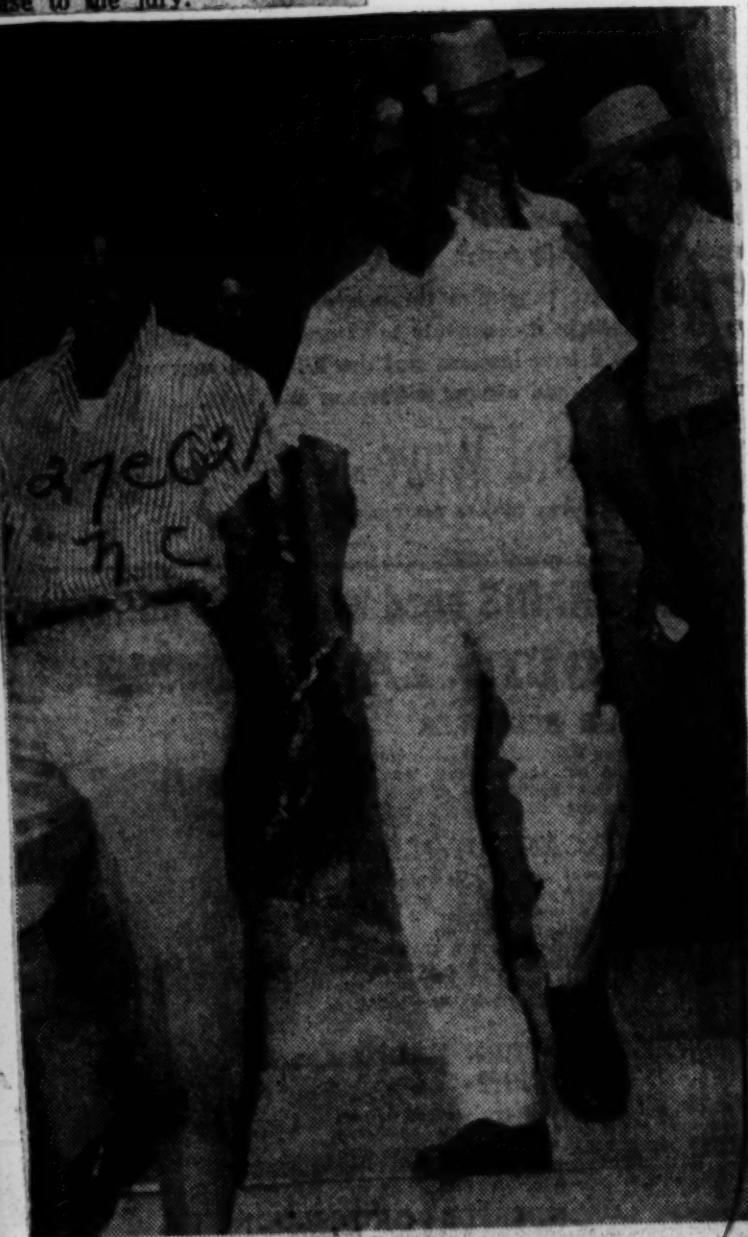
Judge Paul instructed the jury Thursday it could return one of six verdicts: guilty of rape, guilty of rape with recommendation for life in prison, guilty of assault with intent to commit rape, guilty of assault with a deadly weapon, guilty of assault on a female, or not guilty.

About five minutes, however, after the jury retired to deliberate the case, Judge Paul called the 12 men back and instructed them that the fact that Bass had not taken the stand to testify should not be counted against him.

After a 43-minute charge by Judge Paul, the jury retired at 10:28 a.m. At 11:28 a.m. it returned with a verdict.

Members of the jury who decided the fate of Bass are: Hugh E. White, R. A. March, A. Q. Roebuck, William Moras Jr., H. A. Williams, Alton H. Cobb, James L. Marcom, A. M.

Parker, L. T. Stephenson, Frank E. Guthrie, H. W. Clody, C. F. Parrish Sr., the alternate juror, C. S. Arnold was excused Thursday before Judge Paul gave the case to the jury.



RAPISTS JONES AND BASS PRISON BOUND.  
(Photo by Bob Lynch)

## N. C. sentences Negro to die 15 Negroes in rape, six week for rapes others get life

ASHEVILLE, N. C., Nov. 22—(AP)—The sentencing of eight Negroes to life imprisonment here Friday brings to 14 the number of Negroes who have been sentenced to life in prison this week in North Carolina involving two separate rape cases involving white women. A 15th Negro received a death sentence in one of the cases.

The second of two cases ended here Friday when eight Negroes, ranging in age from 14 to 17, pleaded guilty to raping Mrs. Mary Louise Herron, 23, white mother of an infant child.

She testified she and a male companion were walking through an Asheville park the night of Sept. 25 when a gang jumped them, her companion beaten, and she was dragged into a lonely section of the park where she was raped by each of the eight.

AT GOLDSBORO, in Eastern North Carolina, six Negroes ranging in age from 14 to 22, were sentenced to life imprisonment Thursday in the case of a white mother of two.

A seventh Negro, David Lee Hicks, 22, was sentenced to die in the gas chamber.

Mrs. Leslie Gerald Strickland, 21, a mother of two who is expecting her third child in January, said she was raped by Hicks and six others in Goldsboro the night of Aug. 4.

MRS. STRICKLAND testified while out for a walk, dressed in blouse and shorts, she was picked up a short time later. Of directions of Hicks. She said officers said they admitted the Hicks dragged her down an alley and raped her. She said Hicks was alone at the time but that the six other defendants were among several people, including some children, who later gathered around.

An all-white, male jury heard the Goldsboro case. A death sentence is mandatory under North Carolina law, unless the jury recommends mercy.

## NEGRO BOYS GET LIFE IN ATTACK

ASHEVILLE, N.C. (AP)—Eight Negro boys, the youngest only 14, were sentenced to life in prison here Friday after they pleaded guilty to raping a 23-year-old white mother.

Attorneys for the boys entered the pleas after Judge J. B. Craven ruled that oral confessions given by the youths shortly after their arrest would be admitted as evidence.

Sun. 11-23-58  
Five days had been taken to seat an all-white jury.

Earlier in the day, Mrs. Mary Louise Herron, mother of a 2-year-old child, testified she and a male companion were attacked as they walked through a park on the night of Sept. 25.

She said her companion was beaten by the gang, then she was dragged to a lonely wooded section of the park and raped by each of the accused. Mrs. Herron, estranged from her husband, wept throughout her testimony.

The life sentences were mandatory under North Carolina law. Had the eight boy been convicted by the jury and no recommendation for mercy accompanied the verdict, a death sentence would have been mandatory.

The defendants were Jack McAdams, 15, Jackie Gentry, 14, Albert Falls, 15, Elbert Williams, 16, Frederick Shaw, 16, Donnel House, 17, Furman Camel, 16, and Randall Cunningham, 15.

MRS. STRICKLAND said she managed to reach a nearby house following the attack and notify police. The youths were picked up a short time later. Officers said they admitted the Hicks dragged her down an alley attack.

Prosecutor Ogden Parker had urged the jury to show that "incidents of this kind will not be tolerated in North Carolina."

Sentenced to life along with Williams and Ford were William Allen Atkinson, 15; Raymond Bryant, also 15; Bennie Lee Ford, 16, and William Edward Wilson, 20.

9503

# 8 Negro Youths Draw Terms For Rape Of White Mother

ASHEVILLE, N.C. (AP)—Eight Negro teen-agers—the youngest 14 and the oldest 17—were sentenced here today after they pleaded guilty to raping a 23-year-old white mother.

Attorneys for the boys entered the pleas after Judge J. B. Craven ruled that oral confessions given by the youths shortly after their arrest would be admitted as evidence.

Five days had been taken to seat an all-white jury.

Earlier in the day, Mrs. Mary Louise Herron, mother of a 2-year-old child, testified she and a male companion were attacked as they walked through a park on the night of Sept. 25.

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The life sentences were mandatory under North Carolina law. Had the eight boys been convicted by the jury and no recommendation for mercy accompanied the verdict, a death sentence would have been mandatory.

The defendants were Jack McAdams, 15, Jackie Gentry, 14, Albert Falls, 15, Elbert Williams, 16, Frederick Shaw, 16, Donnell Houser, 17, Furman Camel, 16, and Randall Cunningham. Eight to testify that Davis was of a good reputation.

Davis, who was a star halfback for Alabama State Teachers College for Negroes and a track dash man who ran the hundred-yard dash in "top flat," testified that his wife had told him of her relations with Abernathy in 1952, three years before their marriage. She had in the past told him that Abernathy was still "bothering" her, Davis said. He said that he had warned Abernathy to leave his wife completely alone during a conversation last May in front of Loveman's de-

partment store in Normandale.

When Abernathy claimed not to know what Davis was talking about, "I said, 'I think you better understand it this time,'" the physical education teacher testified.

Abernathy's account of the same conversation was somewhat different. The Negro preacher who was instrumental in the Negro boy's boycott in Montgomery, said Davis approached him about assassinating political candidate who might have been distasteful to the MIA.

"If you all have any candidates you don't want elected, any candidates for governor you would like to get bumped off, just let me and my buddies know," Abernathy testified Davis had said.

**'NOT MY POLICY'**

"We wait tables and serve these politicians and they never know what they eat or drink," Davis continued, according to Abernathy. "I had him to know that it was not my policy or that of the Montgomery Improvement Assn. to kill anyone," the minister claimed to have replied.

Davis emphatically denied these statements which drew laughter from the courtroom audience. Circuit Solicitor William F. Thetford tried to make light of the statements, asking Abernathy if they referred to judges and solicitors as well as governors. No evidence was ever offered that Davis worked as a waiter, and he denied ever having done so.

Mrs. Davis testified that when she was 15 years old, in August, 1954, she had had sexual relations with Abernathy on three separate occasions. She described them as both "natural and unnatural" relations. She stated these took place at the house of Mrs. C. O. Davis at 733 Clark St.

**'TOLD HUSBAND'**

Since that time Abernathy "hasn't ever stopped" trying to "go out" with her again in spite of her insistence that she has no interest in further relations he had called her again on the

morning of the alleged attack.

She told her husband of this, she said, and he decided to go to the minister's office.

Abernathy said after Davis came into his office and pulled the knife and gun, threatening to kill him, he broke and ran from the room with Davis in pursuit.

Police reported at the time that the pair ran out on Columbus street to the intersection of Union. There two officers, passing by in a patrol car, stopped the pair and took them to police headquarters.

**NEVER LOOKED BACK**

Abernathy also testified that during the chase he felt a blow on his shoulder which "I took to be the hatchet." He refused to say positively, however, it was the hatchet, saying he never looked back.

Davis denied throwing the hatchet. He said he laid the hatchet down near the church.

Deputy solicitor Robert Stewart, in his summation to the jury, said the jury was trying two cases—that of Davis, the defendant, and of Abernathy, the complainant.

Defense attorney Nachman denied any assault to murder, claiming that with the hatchet closed room with Abernathy, he and gun at his disposal in the could have succeeded if his intention had been murder.

Abernathy presented a prepared statement to The Advertiser Friday night expressing his appreciation to his family, church members and friends "throughout the nation for the profound and unshakable confidence which they have expressed in me and their abiding loyalty throughout this trying ordeal."

"At Mr. Davis' trial, it was apparent that I was on trial," the statement said.

**'FUTILE ATTEMPT'**

He said the "attempts . . . to assassinate my character and influence" were "only a scheme by those who oppose the integration struggle to destroy the confidence the people have in me as a leader, and damage my influence in the community. This is just another futile attempt on the part of the evil forces in our commun-

ity to conquer by dividing and kind in a North Carolina court this week. A 22-year-old Negro was sentenced to death, and six others, aged 14 to 20, received life terms Wednesday at Goldsboro for raping a young, white woman.

The eight here were charged with raping Mrs. Phyllis Mary Louise Herron on the edge of an Asheville park the night of Sept. 24. In testimony Mrs. Herron said she could not positively identify those of the defendants who actually raped her.

She said she was raped by four youths while four others held her after clubbing her companion, Ernest Anderson, 40, in the darkened park.

Defendants in the case were James McAdams, 15; Jackie Gentry, 14; Albert Falls, 15; Elbert Williams, 16; Frederick Shaw, 16; Donnell Houser, 17; Furman Camel, 16, and Randall Cunningham, 16.

## Young Negroes Admit Guilt In Rape, Get Life

**'Too Enlightened' To Execute Them, N.C. Judge States**

ASHEVILLE, N.C. (UPI)—Eight Negro youths charged with raping a 23-year-old white woman entered guilty pleas Friday in Buncombe County Superior Court.

Acceptance of the pleas by the state brought automatic life sentences for the youths who ranged in age from 14 to 17.

Testimony in the case had begun Thursday after three days were spent selecting a jury.

In passing sentence, Judge J. B. Craven observed that "North Carolina is too enlightened in this year, 1958, to put to death a boy 17 years of age, a boy 14 years of age..."

He noted that "much has been said" about the age of the defendants and the fact that they were indicted and tried under a capital charge which could have sent them to the gas chamber.

Craven said that District Solicitor Robert Swain "had no other choice" under the law than to try the defendants for their lives.

**SECOND SUCH CASE**

It was the second case of its

kind in a North Carolina court this week. A 22-year-old Negro was sentenced to death, and six others, aged 14 to 20, received life terms Wednesday at Goldsboro for raping a young, white woman.

Eight years ago, it was at Monroe that an aging man was charged with assault. He looked at a white woman some 100 yards away and was given six months on the road gang.

Last week two boys, brothers ages 8 and 9, were sent to the reformatory for indeterminate terms.

The charge was "molesting a female," their seven-year-old playmate, a white child, who in a game, kissed each of them.

The kissing game was funny to the girl, but not to the cultured (?) citizens of Monroe. Until the trial, the parents and the children were subjected to a reign of terror from mobs and police alike.

During the same week in the same courtroom, a white factory worker, accused of beating a pregnant woman while trying to rape her, was freed under low bail while the judge decides whether he should be forgiven for his deed.

Let the people of North Carolina be warned that in Monroe justice is not blind and its next criminals are likely to be 100-year-old men and four-year-old children.

# Jury to Get Rape Trial

By BOB LYNCH.

The fate of a local Negro charged with raping a white woman is expected to be decided by an all-white, all-white jury, Thursday.

Arguments by the State and defense were concluded late Wednesday in Wake Superior Court, and Judge Malcolm Paul called a recess until 9:30 Thursday morning.

All afternoon the courtroom had been packed with spectators who filled all the seats and stood two and three deep along both side and back walls.

On trial for his life is Matthew Phillip Bass, 47-year-old Negro janitor, who stands accused of raping and assaulting with intent to kill Mrs. Sarah K. Mahler, 35, mother of three children.

Bass is represented by Herman Taylor, local Negro attorney appointed by the court as counsel for the defense. Taylor did not put Bass on the stand to testify or offer any evidence.

To the jury, however, Taylor since the hair was in an envelope and he didn't see it, argued repeatedly that the State had not shown that Mrs. Mahler was raped. He said that a Statesay that the envelope was the witness, admitted to be an expert, said Mrs. Mahler had been sexually penetrated on the day of

Bass, a burly six-footer, grinned broadly several times as his court-appointed attorney talked to the jury.

Taylor accused District Solicitor Lester V. Chalmers of blowing up during the proceedings and resting the case for the State without giving Taylor a chance to cross-examine the State's last witness.

## Describes Wounds.

During the morning, Chalmers had called as a witness Dr. James Manley Jr., Dr. Manley, a local surgeon, said it was necessary to use 400 to 500 stitches to close the wounds in Mrs. Mahler's head, face, neck, and throat and other parts of her body.

He described one wound as running from her temple on one side of her head to above her ear on the other side, about 12 to 14 inches long. He said the knife cut into the skull.

At least two times Wednesday, things didn't go smoothly for the solicitor.

State's witness George D. Phillips, deputy sheriff who works with the City-County Bureau of Identification, got confused as to when certain items of clothing

were turned over to him.

A recess was called and when Phillips returned to the stand, he said his memory had been refreshed. Under cross examination by Taylor, he said Chalmers had talked to him during the recess.

Taylor made a point of this several times during his argument to the jury.

Dr. Manley was recalled to the stand to testify that he took a sample of hair from Mrs. Mahler's head, put it in a plastic envelope and turned it over to Identification Bureau Chief W. P. Whitley.

Chalmers took a lock of hair from an envelope, showed it to Dr. Manley and asked him if it was the same hair he had clipped from Mrs. Mahler's head. Dr. Manley said he couldn't swear it was the same hair.

Chalmers then put Whitley on the stand and asked Whitley if the hair in question was that he received from Dr. Manley. Whitley said he didn't know,

since the hair was in an envelope and he didn't see it.

Whitley also said he couldn't say that the envelope was the same envelope he had received from Dr. Manley. An FBI expert from the Bureau's Washington laboratory had been flown here to testify in connection with the hair sample but was not put on the stand.

After Whitley was unable to identify the hair or the envelope containing it, Chalmers said, "The state rests." Taylor was not given an opportunity to cross examine Whitley.

Later Taylor said Chalmers got so excited because the "hair didn't prove what the state had set out to prove" that he rested the case without putting on "his FBI expert from Washington" or giving Taylor a chance to cross examine Whitley.

## Followed Blood Trail.

Rich Godwin, building engineer for Occidental Life Insurance Company in Cameron Village where the alleged assault occurred, took the stand and told the court how he followed blood trails even to the top of a 14-foot cooling tower atop the insurance building in an effort to find the hawk billed knife which the state contends was owned by Bass and used to slash Mrs. Mahler.

He said he finally found the

# Rapist Given Life Term

News and Observer p. 28

## In Wake Superior Court

In North Carolina

# White Man Given Life For Raping Colored Girl

CLINTON, N.C. — (UPI) —

DeVaughan McLamb, 30-year-old white man from Roseboro, was sentenced to life imprisonment Tuesday for raping an 18-year-old colored girl.

McLamb was charged with hiring Miss Lois Dunn as a baby sitter and taking her to a lonely section of Sampson county and raping her.

Officers testified that McLamb also had attempted to rape a 13-year-old colored girl he had hired as a baby sitter on another occasion.

After deliberating more than two hours, a Wake County Superior Court jury Wednesday night found a 28-year-old Raleigh man guilty of raping an eight-year-old girl and recommended that the defendant be sentenced to life in prison.

Judge Malcolm Paul immediately imposed the sentence on Cleveland Jones, who had been on trial since Tuesday on the charge of raping the child on May 28 in the kitchen of her parents' apartment. Both the defendant and the victim of the assault are Negroes.

Defense attorney Ellis Nassif sought to have the verdict set aside as contrary to the weight of evidence offered by the State. When this motion was denied, Nassif asked for an arrest of judgment, but this was also denied. The attorney then gave notice of appeal to the State Supreme Court.

During questioning by Solicitor L. V. Chalmers Jr., the small girl testified she was assaulted on a bed in the kitchen as she was getting ready to go to school.

She said that Jones, who lived in an adjoining apartment, entered the kitchen through the bathroom door. The bathroom, it was brought out, served three families residing in the apartment house.

"He said if I told my mamma or daddy, he'd kill me," she said. She did not inform her mother of the incident until "three or four days later."

When the child's parents took her to the doctor, it was brought out, they learned that she had contracted a venereal disease. This was the diagnosis of Dr. R. W. McDowell, the physician who examined the child on June 3, and also of Dr. Sanford Bradby Jr., who examined her at St. Agnes Hospital.

The defense made much of the fact that Dr. McDowell had testified it was possible to contract the disease by means other than sexual intercourse, whereas Dr. Bradby claimed on the stand that he knew of no other way it could be contracted.

Nassif pointed out that it was

27e(2) 1958

OKLAHOMA

9502

## 4 Acquitted By Okaloosa Jury of Rape

NICEVILLE, Fla., Aug. 30.—A circuit court jury today acquitted four Okaloosa County youths of raping a 15-year-old girl after deliberating 24 minutes.

The four had maintained during the three-day trial that the Fort Walton Beach girl submitted to them willingly, and that no force was used.

The girl testified the youths raped her in a wooded area near Destin last April 1.

When the 12-man jury's verdict freeing the four was announced, there were several brief demonstrations by youths spectators in the crowded courtroom. Judge D. Gillis cut them short.

State Attorney Ed Wicke halted the proceedings at one point today and protested that a number of witnesses were standing just outside the courtroom where they could hear testimony. Gillis ordered them returned to a room across the corridor where they had previously been instructed to stay until called.

Two of the defendants, Henry H. Harriss III, 17, Valparaiso, and William M. Cashdollar, 18, Crestview, today repudiated statements given previously that the girl was forced to submit.

Another defendant, James Sadler, 19, Niceville, testified today and the other, Sherman Burke, 21, also of Niceville, was on the stand yesterday.

27e(2) 1958

SOUTH CAROLINA

9501

SOUTH CAROLINA JUSTICE:

## 30 days for one man; 30 years for another

COLUMBIA, S.C. — Literally cost a white man 30 days, but cost a colored youth 30 years after both were convicted of interracial rape charges.

Knight, of Columbia, was convicted in General Sessions Court last Friday during a 21-year-old colored woman who was unoccupied in a vacant trailer pretext of taking her to a new place of employment, then criminally assaulting her.

**BARNEY WAS TRIED**, however, on charges of simple assault and battery and presiding Judge George T. Gregory of Chester sentenced him to 30 days in jail or a \$100 fine.

Some 43 miles southeast of Columbia, at Manning, which is in Clarendon County, 18-year-old George Bennett Jr. pleaded guilty last Tuesday to three counts of housebreaking and the attempted criminal assault of two elderly white women.

He drew sentences of 30 years on the attempted assault counts and 20 years on housebreaking, both to run concurrently.

## White Men Who Raped Negro Girl Get Short Terms

**YORK S.C.** — (AP) — Three white men who raped a 15-year-old Negro girl received prison sentences ~~each~~ which combined amounted to less than 17 years. P 327 e(2)

Louis Williams Sanders pleaded guilty to rape and was sentenced to a six-year prison term. Billy Carpenter, 22, and Jimmy Shackleford, 23, pleaded guilty to assault and battery of a high and aggravated nature and were sentenced to five years each.

The guilty pleas were entered in general sessions court after the girl testified she was raped after the men picked her up in an automobile on the pretense of carrying her to work.

She said she was walking to work from her home when the men came along in a car and offered her a ride. She knew Shackleford and Carpenter so she accepted the ride. P 327 e(2)

However, she said, the men drove in an opposite direction and pulled off the road later and the rape occurred.

She resisted with all her strength, she said before breaking down in court. Court was recessed during her testimony when she broke down and wept.

27e(2) 1958

TENNESSEE

9500

## Negro Held To State After Plea Of Guilty

*2 net 2*  
Could Get Death Penalty For  
Criminal Assault.

*Commercial Appeal*  
Willie Tootie Sparks, 26, was held to the state yesterday on his guilty plea of assaulting a 28-year-old mother of five children. If found guilty of rape Sparks can receive a death sentence.

*General Sessions* Judge Willard Dixon remanded the Negro, who lives on Sylvan Road, to County Jail without bond awaiting Grand Jury action.

*Ezell 22-8*  
Sparks has admitted climbing through a bedroom window of the woman's home about 12:30 a.m. Saturday, Ezzell said. He threatened to harm her children if she called police and told her he knew her husband was not at home and that she had no telephone.

Lieutenants Ezzell and Aubrey Smith solved the crime through the woman's description of her assailant and the attacker's knowledge of the victim's home-life. The woman identified Sparks in a County Jail lineup.

9499

## Youth Gets Death Penalty For Rape

# Is 'Justice' In Texas Equal For Negroes As For Whites?

ANGLETON (Special) — A jury of eight men and four women, all white, returned a guilty verdict against Albert Davis Jr., the 17-year-old Negro accused of criminally assaulting a 17-year-white girl last December. The jury recommended the death penalty.

Whether an all-white jury will soon be called upon to decide the fate of Alfred Royce Fritz, the white youth who is accused along with Davis of the kidnap-rape of the white teenager.

The big question in the minds of many is will Fritz, the white man, suffer the same consequences as did Davis, the Negro.

By the defendant's own testimony both boys assaulted her. She said Fritz raped her first.

But if "justice" in Texas follows the same pattern as in the past, Fritz will get off relatively light in comparison with the death sentence imposed upon Davis. It will not be surprising to close observers if the white youth get off with a mere suspended sentence.

The gospel truth is that if Fritz had attacked a Negro girl, he may not have been made to stand trial. Two recent Texas cases, involving white men allegedly attacking Negro girls, are in point.

Last month in nearby Crosby, a 13-year old Negro girl positively identified Carl Earl Whitaker, 35, as the white man who kidnapped her, and then, raping her at gun-point, savagely and unnaturally.

But developments so far indicate that Whitaker, an ex-con, won't even have to stand for his alleged criminality. A white man has not

been charged with rape or kidnapping. At present he is charged only with exposing himself.

In Dallas another case is in point. On March 1, little 6-year old Negro girl bleeding and hysterical, told of how she was lured into a white man's car, raped and beaten.

But no arrests have been made although Negro leaders declare the identity of the rapist is known by Dallas law enforcing officers.

## Eyes On Angleton

# As White Boy's Trial Is Scheduled In Rape Case

ANGLETON — Round-two of the hearings of the alleged criminal assault of a Houston white girl in Brazoria County last December by a teen-age white boy and Albert Davis, a 17-year-old Negro, now under death sentence, is tentatively set to get underway here next Monday.

Alfred R. Fritz, 18, the white boy, who is being held in the Angleton jail, is supposed to go to trial here Monday. Fritz and Davis are Houston boys, and according to the girl's testimony during the Negro's trial here the early part of the month, she was taken by the Boys to Brazoria county from Houston, where the alleged criminal offense took place.

The girl said, Fritz was the first to attack her, and yet while the all-white jury was giving Davis the electric chair, Fritz was in Houston at liberty under a \$30,000 bond. Following the Negro's conviction, the Brazoria County Grand Jury re-indicted Fritz.

Both of the youths were originally arrested together, but the white boy's lawyer came in with a writ of habeas corpus to get him out on bond, even before the indictment had been brought in.

The judge refused to let Fritz out on bond, and indicated \$20,000 would have been the bond. Subsequently, both Davis and Fritz were indicted and the judge raised the bond to \$30,000. Fritz's lawyers came in again

for a writ of habeas corpus, on the ground that the bond was exorbitant, but the judge refused to grant the writ at first. Then Fritz was released by posting the \$30,000 bond. His lawyers filed a motion for severance and Davis went to trial alone.

Following the death conviction of Davis, the white boy

was re-indicted on no new evidence than that, that existed at the time of the original indictment. Angleton police armed with the necessary documents to arrest Fritz were met at the Houston city limits by Houston police a few days after the all-white jury convicted Davis to the electric chair, and the officers went to the home of Fritz to arrest him. The boy's mother barricaded all windows and doors to the home and refused to allow the officers to arrest

her son, on advice from his lawyers, who contended there was no new evidence and that he was already out of jail under a \$30,000 bond. Finally the officers broke down the front door to the home and took Fritz to jail in Angleton.

Counsel for Davis have appealed his case and a motion for a mistrial has been filed. In their motion for a mistrial, his lawyers are contending jury irregularities.

Sat 5-3-58

Angleton Tex

Sat 5-3-58

*Next Step Austin  
The Informer*

# In Effort To Save Negro Boy's Life In Assault Case

*Sat 6-14-58*  
ANGLETON — Counsel for Albert Davis Jr 17, under death sentence, who was denied a new trial Friday, said early Monday they will appeal to the Court of Criminal Appeals at Austin.

The motion Friday, was overruled by Dist Judge G. B. Hardy Jr. P. 1

Davis, a 17 year old Negro and 18 year old, Alfred Royce Fritz, both of Houston, were co-charged with criminally assaulting a white teen-age Houston girl near Pearland last December, and all-white jurors have rendered a verdict of the electric chair for the Negro boy who ~~had tried first~~ got a life sentence for the white youth.

Both cases were presented in a dense atmosphere of Southern tradition.

During the white boy's testimony, he declared the Negro boy did not have relations with the white girl and "that he (Fritz) had relations with her only upon her own willingness to do so."

Fritz testified during his trial last month, that on the night of the alleged attack, he was on his way to take Davis home, after he had helped him move a white Houston family, when he saw the girl on a Houston bus.

The white youth later picked the girl up and declared in his testimony, the Negro boy never left the car or the truck, at the time, he (Fritz) was having relations with the girl.

Henry Doyle, Houston attorney, and one of the counsel for Davis, said the motion for a new trial was based on a strong jury irregularity.

Testimony put on by defense counsel Friday showed the jury had communicated with the judge at the closing of the Negro's trial April 3, in the absence of the defendant and his counsel.

Friday's basic argument by the defense, was the jury had written a note to the judge and the judge is alleged to have

answered. The jury foreman stated a note was written to the judge, the bailiff said he delivered a note to the judge, and the counsel and the defendant said they were not present when this communication took place.

It is unlawful for communications between the jury and judge to take place in the absence of the defendant and his counsel. When the jury asks the judge a question, the judge must call the jury back to the courtroom, the defendant and his counsel must also be called back.

The bailiff could not recall whether the said note was destroyed or misplaced, but the note could not be produced.

It has been indicated that the jury asked the question, would please to three cases Davis be eligible for parole if of criminal assault and three the jury gave him a life sentence of robbery by assault.

What the judge said to Davis was arrested and the jury was never recharged in connection with orally, and there was no written statement to prove what he did say.

## Mad Rapist

### Gets 25-Year Sentence

HOUSTON — "The mad rapist" was given 25 years confinement Thursday for the wanton ~~rape~~ <sup>assault</sup> of a white girl.

Lonnie Lee Davis, a 25-year-old ex-chairman and <sup>old</sup> student

Houstonian and <sup>old</sup> student

pleaded guilty to three cases

of criminal assault and three

the jury gave him a life sentence. What the judge said to Davis was arrested and the jury was never recharged in connection with orally, and there was no written statement to prove what he did say.

When Davis was captured he was waving a toy pistol and threatened to shoot the woman if the ~~woman~~ advanced but lost his nerve and surrendered peacefully, according to police reports.

Davis last week received five years from a jury which convicted him of ~~attempted~~ robbery by assault. This will be served concurrently with the 25 years.

## To Hear Case In Austin

HOUSTON — Atty Henry Doyle of Houston said this week he has been notified by the Court of Appeals at Austin that the court will hear arguments Dec 17 on an appeal by Albert Davis of Houston, who is under death sentence at Angleton for an alleged criminal attack on an 18 year-old white girl.

The 17-year-old boy's case drew a lot of public opinion when an all-white jury convicted him to the death chair last April 3, while Alfred Royce Fritz, 18, a Houston white youth, was at liberty under a \$30,000 bond, although the girl said Fritz was the first to assault her.

Fritz, who was brought to trial last May and convicted to prison for life in connection with the girl's allegations, rocked the little courtroom at Angleton, when he said that the girl had lied when she said Davis had assaulted her, and further stated that he, Fritz, only had relations with the girl, when she voluntarily submitted to him.

The two youths are charged with assaulting the Houston girl near Pearland in Brazoria County one night last December.

Fritz said that the reason the Negro boy was with him, was because the boy assisted him in moving a white family. He said as he was taking the boy home he saw the girl, whom he had met before, on a Houston bus, they waved at each other and he later picked her up about a block from her home.

The white boy testified, the Negro boy never left the cab of the truck, during the time of the alleged criminal attack.

Defense counsel for Davis is seeking to have the court to reverse the death conviction on the basis of illegal communication with the jury, and other illegal procedures.

9498

**PAIR IS INDICTED  
IN RAPE SLAYING**

*27-2*  
Trial of Admitted Killer  
of 5 to Be March 8

BOWLING GREEN, Va., Feb. 10.—A Caroline county circuit court grand jury Monday indicted Jermiah McCray, admitted slayer of five persons, for the Feb. 2 rape and killing of Mrs. Jeanette M. Griffin.

Also indicted on the same charges was McCray's alleged accomplice, Rush Reager, 20. Reager has denied any connection with the incident.

McCray was set for March 8 while Reager is to stand trial March 15. Both are Negroes.

Mrs. Griffin, a 49-year-old Ladysmith widow, was found beaten to death in the kitchen of her home along U.S. 1. She had been beaten to death with sticks of firewood.

McCray entered a guilty plea at a preliminary hearing Saturday. Reager pleaded innocent. Both were arrested one week ago Monday in connection with Mrs. Griffin's death.

It was during subsequent questioning by county authorities that McCray, in a recorded confession, gave details of four other killings which he says he committed over the last two years.

Earlier she testified Williams threw her to the ground behind a hedge, hit her, and tore her clothes before she could escape. She said she told Mrs. Daisey G. Gilbert, 75, of Oxford, Ala.; Mrs. Sarah De Witt, and pleaded with him to stop.

She said she broke free and ran into the street. She was aided by Dr. Hayne Kendrick, 1028 Valley dr., who was passing in his car.

Mrs. Gilbert was slain in 1956. Mrs. De Witt and Hanbury last year, and the others earlier in 1958. Dr. Kendrick testified he followed Williams to his apartment before notifying police.

Officers from Alabama, Georgia, and Ohio arrived here Sunday by Alexandria police for day to attempt to confirm his part in the capture. Through questioning, McCray's admissions that he slew Mrs. Gilbert, Hanbury, and Mrs. De Witt, Williams had concealed some packages, which the woman Sheriff Roy Snead of Calhoun county, Ala., and Police Chief Clater identified as hers.

R. Hodges of Oxford, Ala., talked with McCray concerning the Gilbert slaying but withheld com-

**Prisoner Cannot Be Paroled**

*27-2*  
*Pvt. J. S. Neale*  
*Washington, D.C. Fri 2/2/58*  
**Alexandria Jury Gives Life Sentence  
For Rape Attempt on Mother of Four**

**CONFESSED SLAYER OF 5**

**Alabama Negro Faces Death  
In Rape-Slaying Of Widow**

BOWLING GREEN, Va. (UPI)—An Alexandria roofer was convicted yesterday of attempted rape of a 38-year-old mother of four children last Dec. 11 and sentenced to life imprisonment by an all-male Corporation Court.

Judge Franklin P. Backus accepted the jury's sentence of John M. Williams, 35, of 302 N. Columbus st. The penalty for attempted rape is the same as for rape—from three years imprisonment to the death sentence.

Williams' attorney, Richard S. Luckett Jr., said he plans no appeal. Williams will never be eligible for parole under Virginia law. Commonwealth's Attorney Earl F. Wagner prosecuted the case.

Williams also faces a robbery trial for attacking the woman who was walking in the 500 block of N. Washington st. after shopping for Christmas gifts.

The mother fainted after hearing the verdict. The jury deliberated nearly two hours.

Earlier she testified Williams threw her to the ground behind a hedge, hit her, and tore her clothes before she could escape. She said she told Mrs. Daisey G. Gilbert, 75, of Oxford, Ala.; Mrs. Sarah De Witt, and pleaded with him to stop.

She said she broke free and ran into the street. She was aided by Dr. Hayne Kendrick, 1028 Valley dr., who was passing in his car.

McCray, asked if he had anything to say, remarked: "I hope you all are satisfied." That's all I got to say."

Over objections of McCray's attorney, Bazile permitted state police investigator E. M. Lloyd to recount an admission of the crime which Lloyd said McCray made to officers.

Lloyd said McCray admitted prearranging the crime by having another Negro, Rush Reager, 20, tie up Mrs. Griffin. McCray, Reager and other Negroes were at the Griffin home for a time the evening of Feb. 2 and Reager was the last to leave.

According to Lloyd, McCray admitted returning to the Griffin

home later and found the woman

McCray, from Tallahassee, Fla., was given the death sentence March 13 by Carolina County Circuit Judge Leon M. Bazile for the Feb. 2 rape-murder of Mrs. Jeanette M. Griffin, 49-year-old white widow, at her Ladysmith, Va., home.

He was arrested several days after her slaying and calmly listed to police five killings during the past two years.

McCray said his string of killings started in February, 1956, when a friend told him they could get some money from Mrs. Daisy G. Gilbert, 75, of Oxford, Ala.

"I asked him 'What if we get caught?' So we decided to kill her."

His next stop was Fayette County, Ohio, where he robbed and beat to death Mrs. Sarah DeWitt, 86, on July 2, 1957.

Five days later, McCray's victims were Robert Hanbury, 53, and his mother, Mrs. Carrie Hanbury, 76, of Atlanta. He said he bludgeoned them with a "shiny three-cell flashlight."

Hanbury died from the beating but Mrs. Hanbury survived.

McCray then moved to Colonial Heights, Va., where he beat and stabbed Mrs. Virginia MacLin Stevens, 74, to death at her home last Jan. 9.

**Negro Drifter Dies In Chair**

**Alabama Negro—  
Slayer Dies  
In Virginia  
For Murder**

RICHMOND, Va. (UPI)—Jermiah McCray's life of crime which brought death to five persons ended Friday in the electric chair at the state penitentiary.

The 25-year-old Negro drifter was electrocuted for the murder of Mrs. Jeanette M. Griffin, one of the victims of the Alabama-bred killer who boasted to police, "everybody I ever robbed I killed." All the victims were white.

Prison Supt. W. F. Smyth Jr.

said McCray was pronounced dead at 7:43 a.m.

**WENT UNDETECTED**

The state thus ended the career of crime that went undetected until McCray's arrest two and a half months ago in the rape-slaying of Mrs. Griffin at her home at Ladysmith, in Hanover County.

The battered body of the 49-year-old widow was found Feb. 3 on the kitchen floor of her home. Police said she had been beaten with sticks of firewood.

Also convicted in the case is another Negro, Rush Reager, 20, who was found guilty Thursday by Circuit Judge Leon M. Bazile of Hanover on a charge of rape.

Reager has not been sentenced but Bazile said he will order the man imprisoned for life after receiving a probation report requested by defense counsel.

**WATCHED TELEVISION**

At McCray's trial on March 13 Reager testified he, McCray and a group of other Negroes had watched television in the Griffin home the night of Feb. 2. The others left, said Reager, and he, at McCray's orders, tied up Mrs. Griffin.

In a statement given police, McCray said he returned alone, untied the woman and raped her under threat of death. He said he killed her after she threatened to inform on him.

It was during questioning at state police division headquarters near here on Feb. 7 that McCray told of the other killings, one at Colonial Heights, Va. The victim there was Mrs. Virginia MacLin Stevens, 74, earlier this year.

The other victims were listed by McCray as Mrs. Daisey G. Gilbert, 75, of Oxford, Ala., in 1956; Mrs. Sarah De Witt, 86, of Fayette County, Ohio, in 1957, and Robert Hanbury, 53, Atlanta, also last year.

## Negro slayer of

# Calhoun woman dies Rapist Gets Life in Prison From Alexandria Jury

RICHMOND, Va., April 18—(P)—Jermiah McCray, a 25-year-old Negro drifter who admitted killing five white persons in four states, went to his death today [REDACTED] state penitentiary electric chair.

Prison Supt. W. F. Smyth Jr. said McCray was pronounced dead at 7:43 a.m.

The Alabama native was sentenced to die for the rape slaying of Mrs. Jeanette M. Griffin, 49-year-old Ladysmith widow, at her home Feb. 2.

Mrs. GRIFFIN'S battered body was found on the floor of her kitchen the morning of Feb. 3. Police said she had been raped, then beaten to death.

McCray and another Negro, Rush Reager, 20, were arrested later that day. Reager was convicted of rape yesterday by Circuit Judge Leon M. Bazile at Bowling Green. Bazile said he would sentence the man to life imprisonment.

REAGER HAD TESTIFIED at McCray's trial March 18 that he, McCray and a group of other Negroes watched television in Mrs. Griffin's home the night of Feb. 2. He said the other Negroes left and, at McCray's orders, he tied Mrs. Griffin.

McCray said he returned alone to Mrs. Griffin's home, untied her and raped her under threat of death. After she threatened to inform on him, he killed her.

IT WAS WHILE being questioned McCray told of the other killings. He listed them as Mrs. Virginia Maclin Stevens, 74, of Colonial Heights, Va.; Mrs. Daisy G. Gilbert, 75, of Oxford, Ala.; Mrs. Sarah De Witt, 86, of Fayette County, Ohio; and Robert Hanbury, 53, of Atlanta.

Mrs. Gilbert was slain in 1956, Mrs. De Witt and Hanbury last year, and the others this year.

## Time Gained In Effort To Save Rapist

NORFOLK, Va., April 18—Lawyers for condemned rapist Frank Jimmy Snider Jr. have been granted 30 days in which to gather evidence which they hope will bring him a new trial and save him from Virginia's electric chair.

Federal Judge Walter E. Hoffman yesterday gave this length

of time to collect additional depositions from witnesses from Snider's home state of Alabama.

His lawyer has sought better part of two years to overturn Snider's conviction on grounds his trial was held in undue haste, that Snider was insane at the time of the trial, and that there was no formal report on an examination given Snider by two physicians.

Snider, a Gadsden steelworker, was sentenced to death in June 1956, for the rape of a 9-year-old Roanoke girl.

Twice since then he has been saved from execution by last-minute stays to allow Messick time for appeals. The latest such appeal was turned down last year by the Virginia Supreme Court of Appeals.

## Rapist Gets Life in Prison

### From Alexandria Jury

Gilbert Hollins, 18, a laborer of 805 Wilkes st., was found guilty last night of raping and assaulting an Alexandria maid and was sentenced to life imprisonment.

A jury of 3 women and 9 men deliberated 35 minutes in Alexandria Corporation Court on the case.

Hollins will be eligible for parole after serving 15 years. Commonwealth Attorney Earl S. Wagner said he was undecided whether he would prosecute Hollins on another charge of statutory burglary in connection with an earlier attack on a 13-year-old girl.

Court-appointed defense attorneys Ralph Payne and Edwin H. Pierce Jr. told the jury the accusation against Hollins was a case of mistaken identity and that Hollins was mentally defective.

The victim, a 20-year-old Swedish immigrant, testified that Hollins entered her employer's home June 3 and asked if he could wash windows. When told he could not, she testified, he "stuck a shiny pistol in my stomach and said I'm going to kill you if you scream or tell anyone this happened."

Then he forced her upstairs at gunpoint and attacked her in a bedroom, she told the jury. "The more I screamed, the more he beat me," she said. The employer's infant child was in another room in the house at the time.

Det. Sgt. Marshall Reid testified the woman identified a picture of Hollins as "the one who looked most like her assailant." Hollins was arrested about three weeks after the attack. Later, she picked Hollins out of a lineup, Reid said.

Hollins' father, Ellis, testified that his son was helping him fix a fence at the time the attack occurred. Shortly afterwards, the father said, a neighbor asked them to help her move some possessions into a new house. Mrs. Jessie Kopp, the neighbor, now living at 220 N. Columbus st., told the jury the younger Hollins had helped her move.

Dr. Elmer F. Lowry Jr., a psychiatrist with the Alexandria Mental Hygiene Clinic,

said Hollins was "suffering from a mental disease" which showed itself "in a difficulty in controlling his emotional and instinctual urges." Dr. Lowry suggested Hollins be hospitalized for months or years.

## Negro Faces

### Rape Trial

### At Rockford

ROCKFORD, Ill.—A 53-year-old Negro ex-convict has been indicted on charge of raping an elderly white woman last spring and faces trial next week.

Circuit Solicitor Conrad M. Fowler of Columbian identified the defendant as Arthur Dalton Robinson. His trial is scheduled for Wednesday.

The indictment returned by a Coosa County grand jury Tuesday charges him with rape of an 83-year-old white widow who lived alone in a small farm home about three or four miles north of Goodwater.

Fowler said the victim also claimed that the Negro man robbed her of about a dollar.

The solicitor said a physician, now dead, Dr. William Hunter Goff, examined the woman after the attack and said he found evidence that she had been raped.

A Rockford attorney, Robert Teel, was appointed by the court to defend Robinson.

Records at Kilby Prison show that Robinson was convicted on three cases of robbery in Jefferson County, Oct. 10, 1946 and sentenced to nine years. He was dismissed in March, 1954.

Robinson was sentenced again from Montgomery County Oct. 8, 1956 on charge of violating the liquor law and given a 44-day term.

Kilby records show that he once served a prison term in Ohio.

27g 1958

FLORIDA

9297

## FAMILY ATTACKED

# Suspect Is Guarded As Citizens Angered

PALATKA, Fla. (UPI) — With one Negro suspect under guard, authorities increased their efforts today to solve the bludgeon murder of a Bonifay farmer and his young daughter.

Holmes County Sheriff Cletus Andrews said Sunday night a 38-year-old Negro laborer arrested Saturday will be held in jail here for the time being because of the strong feeling among residents in Bonifay over the brutal attack.

The Negro, James Roman Fluellen of Glen Haven, is suspected to be one of two men who killed the 26 year old farmer and his daughter, and savagely beat his wife and two other children.

Holmes County Sheriff Cletus Andrews said "The people here are really stirred up over it." Andrews said "That's one reason we're not taking any chances on bringing Fluellen in yet."

The sheriff added he did not expect any "riot" or similar trouble, but was taking precautions against mob action "just in case."

Fluellen was arrested by the highway patrol east of here when a one and a half ton truck he was driving was spotted. The truck had been described in state alerts issued earlier.

His "reddish" hair also fitted a description sent out by investigators. Andrews said he understood Fluellen denied being in the area last Wednesday, the night of the attack.

Highway officials said Fluellen also wanted by Escambia County police in connection with a robbery, had a recent scar across his nose. Police had said one of the attackers may have been scratched in the attack.

Palatka, Fla. (ANP) — James

Roman Fleukler, 38, a Negro laborer, is being held in jail under guard for his own protection in connection with the slaying of a white farmer and his daughter. Fluellen is suspected to be one of two men who killed the 26 year old farmer and his daughter, and savagely beat his wife and two other children.

Holmes County Sheriff Cletus Andrews said "The people here are really stirred up over it. That's why we aren't taking any chances on bringing Fluellen in yet. We aren't expecting a riot or similar trouble but precautionary measures are being taken just in case."

The farmer's wife, Mrs. Ira Carnley was raped. She said she thought she scratched one of the men across the bridge of his nose and mouth. When Fluellen was picked up, he was driving a truck, not unlike the one believed used by the killers. His 'reddish' hair also fitted a description in state alerts issued earlier.

Highway officials said Fluellen, also wanted by Escambia County police for robbery, had a recent scar across the nose. He told officers he hadn't been out of the Panama City area since December. Panama City is about 50 miles south of the area where the murders were committed. He said he scratched his nose while fixing a tire.

## Hold Negro Murder Suspect In Florida For Safekeeping

27g 1958

KENTUCKY

9298

## Violence Feared Bartender Louisville K.Y. In Brandenburg

Thurs 9/5

Meade County.

Earl Thomas Watts, 38, Irvington, has been transferred to the Jefferson County jail from the Brandenburg jail for safekeeping after a white bartender was killed in a Meade County tavern last week.

Watts, whose account of the incident differs from that of State Patrolman, says that he and his wife, Florine, 30, were visiting the tavern on Highway 60 when two women began arguing. His wife attempted to break up the argument and he got after her and started to take her home.

As they started out, the bartender, Robert Brown, came from behind the bar, grabbed him, and hit him in the face several times. Watts said the first shot hit his own finger.

According to State Trooper Eugene Coffey, Watts and his wife were fighting in the tavern and when Brown attempted to break it up, Watts shot him in the throat and in the chest in a fit of anger.

Watts denies that he and his wife were fighting. He maintains that he has never fought his wife. He also says that the dead man had been known to kick and beat Negroes several times before.

After the shooting, Watts failed to give himself up for several hours. He finally sent his brother to the police and asked for protection if he surrendered. This was promised and he came in.

Police have been unable to find the pistol. Watts says he doesn't know what happened to it. When he left the tavern, he tossed it into some bushes by the building, he said.

The prisoner was transferred to the Jefferson County jail early last Tuesday morning because feeling was beginning to run high. Both Negro and some white citizens expressed concern that he might not get a fair trial in

9299

# Bantam Killer Of 11 Rushed To Prison For Safekeeping

*Advertiser 1/18/58*  
*Montgomery, Ala.*

LINCOLN, Nebr., Jan. 31 (AP)—

Bantam killer Charles Starkweather returned tonight to Lincoln scene of seven of his 11 admitted slayings, and was hustled immediately into the Nebraska State Penitentiary for safekeeping.

A convoy which had escorted the red-haired 19-year-old 524 miles from Douglas, Wyo., rolled up in front of the main gates of the prison at 8:16 p.m.

Inside the prison, at an improvised press room set up near the office of Warden Joseph Bovey, were gathered scores of news, radio and television men.

A second car brought Starkweather's 14-year-old girl friend, Caril Fugate, to Lincoln.

Merle Karnopp, Lancaster County sheriff, who is officially in charge of Starkweather, said the ex-garbage collector admitted all 11 killings—10 in Nebraska and one in Wyoming—as they rode

from Douglas to Gering, Neb., on the first lap of the homeward trip last night.

Starkweather and Caril have been charged with first-degree murder in Lincoln, but Caril insists she had nothing to do with the killings. Starkweather has hacked her up.

But the Lincoln chief of police, Joe Carroll, asserting the girl had many chances to escape from Starkweather, said "It looks to me like she's trying to wiggle out of it."

Funeral services were held in Lincoln for the first trio of his victims. Mr. and Mrs. Marion Bartlett and their 2-year-old daughter, Betty Jean, were buried. There were only two caskets. Betty Jean was buried with her mother.

Mrs. Bartlett's daughter by a former marriage is Caril Fugate.



AP Wirephoto  
**WISTFUL CARIL ANN FUGATE BOOKED AT JAIL**  
Mrs. Earl Helfin, Wife Of Sheriff, Escorts Girl

9300

# Convicted Rapist Charged In Dillon Widow's Murder

## Negro, 46, Is Held In Undisclosed Jail

DILLON (AP) — Sheriff Pete Rogers said Friday night that a 46-year-old Dillon Negro, Quincy Bullock, has admitted the cemetery slaying in the early Sunday hours of pretty Mrs. Carolyn Barfield Walshock.

Bullock was charged with murder and taken to an undisclosed jail outside Dillon. Rogers declined to say where Bullock was taken.

He said the Negro had been ~~convicted of raping~~ a white woman about 14 years ago and was paroled only two or three years ago.

The sheriff said a snub-nosed pearl handled .22 caliber revolver which Bullock had nicknamed "Little Puppy Dog" was found hidden in the Negro's home.

Mrs. Walshock, 25, a widow and the mother of four children, was shot four times with a .22 caliber pistol after she and her companion, 24-year-old Jimmy Horne, were attacked while parked in a cemetery near Dillon about 1:30 a.m. last Sunday.

### COUPLE SEPARATES

Horne was wounded in the shoulder and lost track of Mrs. Walshock as they fled from a hail of bullets. Her body was found 12 hours later by a search party about a mile from the spot where the car had been parked. She had been shot three times in the head and once in the hip.

Bullock was arrested Thursday by Sheriff Rogers along with local police officers and officers from State Law Enforcement Division headquarters in Columbia.

### CITE CLUES

Rogers said Bullock, a dishwasher at a Dillon restaurant, had

and feet were wet from the knees down.

The sheriff said what appeared to be briar scratches were found on Bullock's arms and legs.

### 'A SMALL MAN'

Bullock was described as about five feet, six inches tall and weighing about 135 pounds.

From small-size footprints and the killer's straight trail through the tangled swamp where the slaying occurred, Sheriff Rogers and other officers investigating the slaying had concluded that the gunman was a small man and a resident of the Dillon area.

Mrs. Walshock's husband killed himself in another state after they separated last year. She is a former May Queen at the Opportunity School in Columbia.

He

said Bullock at first denied that he had a pistol although investigators had been told by fellow restaurant employees that Bullock had a gun and often bragged about it.

The sheriff said Bullock arrived at the restaurant 2½ hours late to work on the morning that Mrs. Walshock was slain. He quoted the Negro as saying he had been on a bus trip to Whiteville, N.C.

The sheriff said Bullock gave officers a confused account of his activities on the night of the shooting. He said the Negro gave an erroneous time schedule for the bus trip, including a statement that he changed buses at Fairmont, N.C., en route to Whiteville, although the bus change is normally made at Lumberton.

### TELLS OF TRIP

Rogers said Bullock first said he hired a taxicab driver for \$7 to return him from Whiteville but later said friends drove him back to Dillon.

Bullock was quoted as saying he went to a store five miles west of Dillon on Highway 34 after his return from the North Carolina trip. The highway runs near the spot where Mrs. Walshock's body was discovered.

The sheriff said a Dillon taxi driver, Alvin Bailey, said he picked Bullock up at a drive-in restaurant north of Dillon on Highway 34 and that Bullock's pants



MRS. WALSHOCK  
When She Was May Queen

## Mob Gathers, Suspect Sped To Secret Jail

told officers he often bragged about "little puppy dog," the nickname for his pistol.

Officers found the snub-nosed, pearl-handled pistol in the loft of Bullock's home after he was taken into custody Thursday, Rogers said.

He said Bullock was convicted in 1946 of attempting to rape a white woman and sentenced to 40 years. The sentence was reduced and he was released in 1953.

## Sheriff prevents possible violence by moving Negro

DILLON, S.C., Aug. 9 (AP) —

A Negro dishwasher once convicted of attempting to rape a white woman was being held in an undisclosed jail Saturday, charged with ~~the cemetery slaying~~ of an attractive young widow.

Sheriff Pete Rogers spirited Quincy Bullock, 46, from Dillon as a crowd of 500 milled around the courthouse.

The sheriff said Bullock had admitted the pistol slaying of Carolyn Barfield, 28, a year-old mother of four.

Mrs. Barfield was shot four times last Sunday after a gunman opened fire on the car in which she was parked in a cemetery near Dillon with Jimmy Horne, 24, a drug store employee.

THE SHERIFF said evidence found during a week-long search of the ~~cemetery~~ area indicated Mrs. Barfield was shot in the hip in the initial gunfire and then was dragged and pushed by the slayer for a mile to the spot where her body was found.

In addition to the hip wound, she had been shot three times in the head with a .22-caliber weapon. Horne, wounded in the shoulder, notified officers.

Mrs. Barfield, a former beauty queen at a Columbia trade school, separated from her husband last year and he later killed himself.

ROGERS SAID the Negro at first denied owning a gun despite the fact that fellow workers at the restaurant where he worked

*Sat 8-9-58*  
THE PEOPLE are little upset and they have a right to be," said the sheriff.

Mrs. Barfield was shot four times early last Sunday after a gunman opened fire on the car in which she was parked in a cemetery near Dillon with Jimmy Horne, 24, a drug store employee.

Mrs. Barfield, a former beauty queen at a Columbia trade school, separated from her husband last year and he later killed himself.

27g 1958

## Mob gathers, slaying suspect in secret jail

RICHMOND, Va., Nov. 15—(UPI)—A maid has identified William Brown, 56-year-old Negro vagrant captured Friday, as the slayer of two white women. He is being held on murder charges in an undisclosed place.

Linda Mae Parker, 18-year-old Negro maid in the household, Friday night identified Brown as the man who shot Mrs. James S. Brooks, 33, her mistress, and Mrs. Katherine S. Brooks, 74, the younger Mrs. Brooks' mother-in-law. The two women had been tied together in the living room of their home, in an isolated section near Bowling Green.

*11-15-58*  
BROWN OF SHELBYVILLE, Tenn., denied he had any intention of hurting anyone when admitted to the Caroline County home Thursday night after asking for food. He also denied intentionally shooting and killing either of the women after holding eight persons as hostages for over two hours.

Brown said he had no knowledge of the slaying of the elder Mrs. Brooks. Asked whether he had shot the younger woman, he replied:

"In a way of speaking, I did. The gun went off."

Brown, moved to state police headquarters just outside Richmond after a mob surrounded him in Bowling Green, told officers his .38-caliber revolver discharged while he was scuffling with Frederick Van Allen.

VIRGINIA

9301

27h(1) 1958

ALABAMA

9480

## Girl's Charge Holds Negro

A 10-year-old Negro girl, testifying in a carnal knowledge case in Recorder's Court yesterday, told Judge D. Eugene Loe that she is five months pregnant.

The child, whose pregnancy was apparent as she stood before the judge, named Jesse Knox, 849 Clay St., as the father of her unborn child. *Jesse 3-28-58*

She testified that she had relations with the middle-aged defendant on several occasions. Knox did not testify.

The girl's mother said she had been living with Knox for some time and said she had warned Knox that she would be "through with him" if he ever molested her daughter.

The mother said the child was born June 9, 1947.

Knox was bound over to the grand jury under \$300 bond.

Carnal knowledge of a girl under 12 years of age is punishable by death in Alabama.

## Negro youths held at Mobile in rape of white woman

MOBILE, Ala., April 23—(P)—Two Negro boys, 15 and 14, have been implicated in the rape of a white woman, police said today.

The older boy was surrendered by his mother last night about 30 minutes after a white woman told officers a youth attempted to rape her. *Mobile 3-28-58*

Mrs. Rittenour awakened and found the Negro in the bedroom. When she screamed, he attacked her, the sheriff said. *Advertiser 3-28-58*

He said the woman was not assaulted nor was anything reported stolen from the house.

The suspect was arrested about 1:30 a.m. shortly after the sheriff and his deputies arrived in Pike Road. He said the youth was employed as a farmhand by the woman's brother-in-law, Bill Rittenour. *Advertiser 3-28-58*

The boys were turned over to juvenile authorities. The names were withheld.

The Rittenour family operates a dairy farm.

## Wife Of Pike Road Farmer Attacked; Young Negro Jailed

By KLINK COOK

A teen-age Negro farmhand was booked Thursday night in connection with the beating of a 29-year-old Pike Road dairy farm housewife early Thursday. Sheriff Mac Sim Butler said.

He identified the suspect as Elisah Jones and said the youth was charged with nighttime burglary. *Advertiser 3-28-58*

The woman, identified as Mrs. James Rittenour, was beaten about the head and choked by an unidentified Negro in the bedroom of her home in Pike Road community between 3 a.m. and daylight. Butler said.

She was taken to Jackson Hospital where her condition was listed as "good."

The sheriff said the youth admitted in a signed statement un-breaking into the Rittenour home before daylight. In the statement, he said he rode a horse to the house and went in the front door.

Butler said the suspect also admitted striking the woman. He said the youth hit the woman five times with his fist and once with a plastic figurine. *Pike 4-16-58*

Sheriff Butler indicated other charges would be filed against the suspect when the woman is able to sign a warrant. He did not say what the charges would be.

The teen-ager had not disclosed the motive for the attack on the mother of three small children Thursday night. The woman was alone in the house except for her three children when the attack occurred. *Advertiser 3-28-58*

Mrs. Rittenour awakened and found the Negro in the bedroom. When she screamed, he attacked her, the sheriff said. *Advertiser 3-28-58*

He said the woman was not assaulted nor was anything reported stolen from the house.

The suspect was arrested about 1:30 a.m. shortly after the sheriff and his deputies arrived in Pike Road. He said the youth was employed as a farmhand by the woman's brother-in-law, Bill Rittenour. *Advertiser 3-28-58*

The woman said she blacked out during the attack. She said they took a small amount of money from her.

Hospital attendants said the woman appeared to be dazed.

Following the attack, hundreds of community citizens along with the sheriff and deputies combed the neighborhood for the attacker.

Clyde Carpenter, a Kilby Prison official, brought in bloodhounds for the search. Deputies Roy Stearns, Wilson Armstrong, J. D. Talley, R. C. Houlton, H. W. Mitchell and the sheriff searched the area for possible suspects until dark Thursday.

Butler said the house where the beating took place is situated on a hill about a quarter of a mile from other residences.

She was beaten on the head and choked in her bedroom between 3 a.m. and daylight, the sheriff said. *Advertiser 3-28-58*

He said the motive of the attack on the mother of three small children was still undetermined Thursday night. The woman was alone in the house except for her children when the attack occurred. *Alabama 3-28-58*

Sheriff Butler said the woman

was not criminally assaulted nor was anything reported stolen from the house. He said the intent of the attack was "puzzling."

The woman said she had entered the booth to call for help after her car skidded into a ditch shortly after midnight.

She was under treatment at a local hospital for bruises of the body and facial lacerations.

Prichard Patrolman R. E. Waldrop said the woman gave this account:

She and two girl friends had been to a private club last night. She drove them home and her car skidded off the road as she was en route to her own home.

The woman walked to a telephone booth at a Prichard service station. The station was closed at the time. She called a wrecker service. While talking to the attendant, she said two Negro men were standing outside the booth.

As she put the receiver down, the men reached in and grabbed her. They dragged her to the rear of the service station and raped her.

The woman said she blacked out during the attack. She said they took a small amount of money from her.

Hospital attendants said the woman appeared to be dazed. Prichard and Chickasaw are suburbs of Mobile.

## Wife Of Pike Road Farmer Attacked At Home By Negro

By KLINK COOK

The 29-year-old wife of a Pike Road dairy farmer was attacked and beaten by an unidentified Negro at her home early Thursday. Montgomery County Sheriff Mac Sim Butler said.

The woman, identified as Mrs. James Rittenour, of Pike Road community, was taken to Jackson Hospital where her condition was listed as "good." *Advertiser 3-28-58*

She was beaten on the head and choked in her bedroom between 3 a.m. and daylight, the sheriff said. *Advertiser 3-28-58*

He said the motive of the attack on the mother of three small children was still undetermined Thursday night. The woman was alone in the house except for her children when the attack occurred. *Alabama 3-28-58*

Sheriff Butler said the woman was not criminally assaulted nor was anything reported stolen from the house. He said the intent of the attack was "puzzling."

Following the attack, hundreds of the community's citizens, along with the sheriff and deputies combed the surrounding neighborhood Thursday.

Clyde Carpenter, a Kilby Prison official, brought in bloodhounds for the search. Deputies Roy Stearns, Wilson Armstrong, J. D. Talley, R. C. Houlton, H. W. Mitchell and the sheriff searched the area until dark Thursday night. *Advertiser 3-28-58*

Butler said the house where the beating took place is on a hill about a quarter of a mile from other residences. *Advertiser 3-28-58*

He said the woman awakened and found the man in the room with her. When she screamed, he attacked her, he said.

He said there were no leads as to the identity of the Negro.

The widow described her assailant as "young," weighing about 140-150 pounds, brown in color and dressed in a brown coat, dark blue trousers and blue hat.

## Negro Hunted For Assault On Aged Widow

### Two Negroes Identified As Rapists

MOBILE (AP)—A young Chickasaw white woman Wednesday identified two Negro men as the pair who drugged her from a public telephone booth and raped her two weeks ago. *Advertiser 3-28-58*

Detective Capt. Talley Rollings of the 24-year-old divorcee picked up a trail but lost it on the highway.

A state investigator joined county and city officers in their hunt for the wanted man Monday.

Hardman said the woman, whose name was withheld, gave this account of the attack:

The woman was released from a Mobile hospital last week. She was hospitalized 10 days after the attack.

She told police her car skidded into a ditch as she was returning home early on the morning of June 16.

She said she walked a short distance to the telephone booth in suburban Prichard and called a wrecker service. During the conversation, she asked the wrecker service to hurry because two men were standing outside the booth.

Seals was arrested the next day and Lott three days later. Rollings said Lott has signed a statement admitting the attack and implicating Seals.

Seals' attorney has requested a mental examination of the man. A hearing on the motion is set in circuit court Monday.

# Negro Hunted For Assault On Aged Goodwater Widow

GOODWATER — Authorities continued a search Monday for the Negro assailant of an aged white widow at her home near here Sunday night.

The widow, 82, who lived alone, told officers a Negro man gained entrance to her farmhouse, choked and beat her and then raped her. The aged widow said about \$30 which she had tied up telling the Negro co-ed.

Chief Curlee said Whitson confessed to various incidents around the campus after being picked from a lineup by his victims.

Curlee said the guards saw Whitson holding a switch blade knife at a girl's throat.

"I'll cut your throat if you scream," Whitson was quoted as saying.

Three girls have definitely identified Whitson as the person who pulled a knife on them and threatened them.

## FOUR ARRESTED ON RAPE COUNTS

Week-End Attacks Reported in Baton Rouge

BATON ROUGE — Police and sheriff's deputies investigated two reported rapes, one reported attempted rape and a report by two 16-year-old girls they were assaulted by a pair of adult brothers, all committed during the weekend.

Four arrests have been reported by police in two of the cases.

A 33-year-old white woman told police a Negro man attempted to assault her in the kitchen of her residence in Hundred Oaks subdivision about 4:45 p.m. Sunday. She beat him off with an electric coffee pot and ran outside the house.

The attack occurred some 20 blocks away from another residence in Hundred Oaks where a white woman was raped by a Negro on March 1. Police are still seeking the attacker in that case.

Also reported by the sheriff's office today was the rape of a 28-year-old woman early Saturday morning in Oak Hills subdivision south of Louisiana State University. The victim told deputies the rapist said he was an economics student at LSU and formerly attended the University of Michigan.

A Negro woman Saturday night told police she was raped by five Negro men in the home of one of her alleged attackers. Two men have been charged with aggravated rape in this case. Police

Youth is held  
in rape tries

on Negro co-eds

TALLADEGA, Ala., April 12 — A Negro youth was held Saturday on attempted rape charges after incidents involving three Talladega College co-eds.

Chief Shirley S. Arrighi reported Arrest of two other men on charges of contributing to the delinquency of a pair of 16-year-old girls was also reported by police.

Capt. Robert Weiner, juvenile office head, identified the men as brothers Doyle William Hutson, 36, and Willard Hutson, 22, both of Baton Rouge.

In the case involving the teenage girls, Arrighi said the actual assault reportedly took place near Tallulah Saturday night. "If any rape charges are to be filed it will have to be done by the Tallulah authorities," he explained.

Three girls have definitely identified Whitson as the person who pulled a knife on them and threatened them.

light colored. He said the woman thought she would be able to identify him.

The elderly woman lives alone and does her own chores, despite her age.

A 37-year-old Negro man charged with the attempted rape of an attractive white woman is in jail pending Grand Jury action. Bond has been set at \$5000.

Arthur Birdsong of 232 Sixth St. is accused of attacking a white woman after finding her alone in a furniture store she operates in the Graymont district.

THE WOMAN, about 35, testified yesterday in County Court at a preliminary hearing that Birdsong said he wanted to use the phone when he entered the store in mid-afternoon July 3.

She said she became nervous when he said he could not reach the number he was calling and sat down near her. She said when she asked him to leave because she wanted to close up the store, he attacked her.

She said Birdsong tore her clothes and clawed her back before the appearance of two customers frightened him away. She said the Negro turned around from the store.

Birdsong, who was released from the penitentiary last January after serving a sentence for assault, did not have legal representation in court. When asked if he wished to testify, he turned to the woman and pleaded with her not to press the charge.

## Goodwater Woman, 82, Reports Attack,

## Rape Suspect

Special to The Post-Herald

GOODWATER, April 7 — An all-night search in which bloodhounds were used to try to pick up a trail failed to locate a Negro man who is accused of raping and robbing an 82-year-old white woman here Sunday night.

The attack, said Coosa County Sheriff Pierce Saxon, occurred around 6:30 or 7 o'clock at the woman's home on the outskirts of town.

Her name was not revealed. The sheriff said the woman was alone in the house cooking supper when a Negro man entered and asked for money.

The woman said she gave him 50 cents, and offered to feed him.

But, she told the sheriff, the man picked her up and carried her into a bedroom where he attacked her.

Before he left the house, the man took \$30.50 from the elderly woman. She managed to get out of the house and onto a highway, where she was picked up and authorities notified of the attack.

The search went on until this morning. Bloodhounds from Kilby Prison were used but they lost the trail at the highway.

Sheriff Saxon said the Negro was described as from 30 to 40 years old, tall and slender, and

# Court weighs case of Negro named in rape

## Judge Vows To Put Lawyer In Jail In Birmingham Case

BIRMINGHAM, Ala. — Circuit Court Judge Alta L. King began after Deputy Solicitor Willard McCall remarked:

"Never in all my experience have I seen such a display of contempt and disrespect for the court."

King said he didn't know how long Sheffield would stay in jail.

## Mother, 20, Fights Off Rape Try

Special to The Post-Herald  
HUNTSVILLE, Oct. 30 — A 20-year-old white mother fought off a Negro's attempt to rape her in her home this morning until he was scared away by her baby's cries.

Local police said they were searching for the man, described by the young woman as in his 30s.

The woman, a resident of Southeast Huntsville, said the Negro entered her home at about 7:30 a.m. by the back door. She confronted him in a hallway.

She said she shoved a chair at him, and he chased her around the room, caught her and beat her with his fists and a small wooden club.

The Negro wrested her to the floor, she said, when she continued to fight him. Then her young baby awoke and started crying, she said. The Negro fled, police were told.

The woman was treated for bruises and scratches but was not hospitalized.

"You're going to try this case," King declared.

Amid Sheffield's objections that he wasn't ready, King shouted: "Sit down. If I hear another word out of you I'll send you to jail."

King said he would sentence Sheffield following the trial, which

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## Police Jail Second Suspect In Prichard Robbery-Rape

PRICHARD, Ala., May 27 — A second suspect in the reported robbery-rape of a white woman was arrested Thursday, Prichard Police Chief Cecil M. Rambo said.

Rambo said the 21-year-old Negro was held in Prichard City Jail on an open charge. He said both the man and a 24-year-old Negro arrested Tuesday night were being questioned.

"We feel we're making progress," Rambo said.

The 24-year-old Chickasaw woman told police she was dragged by two Negroes from a public telephone booth where she had gone to call a wrecker to pull her automobile out of a near-

dead-end Monday morning.

She said the two beat and robbed her, and that she blacked out during the attack. Police sent a doctor as saying she had been raped.

The governor's office has

posted a \$500 reward for information leading to the conviction of the assailants.

## Outside Negro freed by jury

Southside Negro was free after a Circuit Court freed him and his co-defendant of breaking into an apartment where his father committed suicide and attempted to commit suicide.

Seals' attorney, Emanuel Mitchell of Mobile, argued that the Negro, of 1024 Short Street, was the man who tried to break into the apartment.

Mitchell said she was 20 and added that she positively identified the Negro. She also identified a man he wore at the time.

Chaylin Nite, who represented Jones, argued the man was largely circumstantial and sought to show misidentification.

## Two Negroes Identified As Rapists

MOBILE, Ala., May 27 — A young Chickasaw white woman Wednesday identified two Negro men as the pair who dragged her from a public telephone booth and raped her two weeks ago.

Detective Capt. Talley Rollings said the 24-year-old divorcee picked out Willie Seal, 24, and Arthur Lott, 21, from a police lineup. The men previously were charged with rape, robbery and assault with intent to murder in the case.

The woman was released from a Mobile hospital last week. She was hospitalized 10 days after the attack.

She told police her car skidded into a ditch as she was returning home early on the morning of June 16.

She said she walked a short distance to the telephone booth in suburban Prichard and called a wrecker service. During the conversation, she asked the wrecker service to hurry because two men were standing outside the booth.

Seals was arrested the next day and Lott three days later. Rollings said Lott has signed a statement admitting the attack and implicating Seal.

Seals' attorney has requested a mental examination of the man. A hearing on the motion is set in circuit court Monday.

## Negro Is Hunted By Alabama Police

Assaults White Man's Wife,  
Then Robs Him

BIRMINGHAM, Ala., Nov. 2 (UPI) — A police dragnet searched Sunday for a armed Negro who criminally assaulted a white woman and then robbed her husband in suburban Homewood Saturday.

Homewood Police Chief E. H. Wood said Ernest Walker, 24, a former janitor at Shades Valley High School in Homewood, was wanted in connection with the attack. He said Walker had just returned to Birmingham after serving a Georgia penitentiary sentence for car theft.

Police from Birmingham, Homewood, and other suburban areas plus sheriff's deputies and civil defense workers were taking part in the manhunt.

The robbery victim, who is custodian at the high school, said he returned to his home at the rear of the school to find Walker pointing his own shotgun at him.

He said he immediately recognized the Negro as the former janitor and said the Negro told him to hand over his money.

The custodian said he handed over about \$5 in change to Walker and the Negro then locked him in a closet in the school.

The robbery victim told police that the Negro fled from the school nude. His clothes were found in the couple's home where he had assaulted the custodian's wife prior to the robbery.

Negro Cleared  
In Rape Case

MOBILE, Oct. 7 (AP) — A 41-year-old Wecedale, Miss., Negro was cleared today in the attempted rape of a 37-year-old white woman.

Deputy Sheriff Bobby Johnson said the woman failed to identify the man as her attacker. The Mississippi man had been docketed on a vagrancy charge after his arrest in Wecedale yesterday.

The 37-year-old woman said she was attacked at her George-

ALABAMA

own home, 30 miles northwest of Mobile, Jackson quoted the woman as saying that a Negro man attacked her after she refused him permission to hunt on surrounding land.

## Young mother is assaulted at Talladega

TALLADEGA, Ala., May 24 — An 18-year-old waitress told police here that she was assaulted by a young Negro man at 11:30 a.m. Saturday on a Talladega street.

The young woman, married and the mother of a daughter, 2, was found unconscious on the street by a passer-by and taken to Citizens Hospital where she remained in a state of shock for several hours.

## Bloodhounds used

BLOODHOUNDS were being used in the hunt for the woman's assailant.

Police said an excellent description of the Negro was given by the young woman. Chief of Police Leon Curlee reported her as saying that the Negro stopped her on State Avenue one block from Citizens Hospital.

The waitress was reported by Curlee as saying that the Negro asked her where she was going. She told him she was going to town, Curlee said.

"I know what I'm going to do," the Negro told her, Curlee reported.

Then the woman said the Negro put his hand over her face, dragged her to a vacant lot, tore her uniform, almost ripping it from her body and beat her severely.

The Negro was described by the woman as being about 19 or 20 years of age, tall and wearing gray pants and a black shirt.

Deputy Sheriff Bobby Johnson said the woman failed to identify the man as her attacker. The Mississippi man had been docketed on a vagrancy charge after his arrest in Wecedale yesterday.

## Two Negroes Charged In Rape Case

PRICHARD, Ala., May 25 — Two Negro men were charged last night with raping a 24-year-old white woman early last Monday. Both had been questioned for several hours.

Arthur Lott, 21, Mobile, and Willie Seals, 24, Prichard were placed in isolation units of the jail in Mobile without bond.

They were booked on rape and assault with intent to murder charges.

Solicitor Capt. M. Booth and Police Chief Cecil M. Rambo said Lott had signed a statement admitting the attack and naming Seals as his accomplice. The latter has made no statement.

Rambo quoted Lott's statement as saying he and Seals pulled the woman from a telephone booth and beat and robbed her of about \$4. The statement continued that the pair dragged the woman about 200 yards to the rear of a church yard where both raped her.

The woman said she had gone into the phone booth to call a wrecker to pull her automobile out of a nearby ditch.

Police quoted a doctor as saying she had been raped.

## State Posts \$500 Reward In Rape Case

The Governor's office announced Tuesday that the state of Alabama had posted a \$500 reward for information leading to the arrest and conviction of two Negro rapists who assaulted a white woman Sunday night.

near Prichard.

The 24-year-old woman was beaten and raped late Sunday night. She identified her attackers as Negroes.

The reward was requested by Circuit Solicitor Carl M. Booth of Mobile.

Meanwhile, Prichard Detectives James H. Bryant and T. J. Blake said the 24-year-old white woman's shoes, several buttons from her clothing, a package of cigarettes and a \$1 bill were found in a churchyard.

The churchyard is near a telephone booth she said she was pulled from by two Negro men. The detectives said signs of a struggle were found in the churchyard despite rains since then.

The woman told officers that her car skidded into a ditch and she called from the phone booth for a wrecker. As she put down the receiver, she reported, two men asked her how much money she had and then dragged her away. She said they kicked and assaulted her.

A wrecker attendant later found her staggering near her car.

## Attacker rapes, robs Mobile girl

MOBILE, Ala., Oct. 16 (AP) — A husky man broke into an 18-year-old girl's apartment and raped her early Saturday, she said, and then fled with her purse containing \$3.

The girl said the intruder shook her awake, turned the radio on to a high volume and raped her. Her roommate was out of town.

Detectives said the assailant forced a small hole in the front screen door and unhooked the door. He apparently opened the house door with a skeleton key.

## Woman

# 95 Raped By Negro

MOBILE, Ala. (UPI) — A Mobile woman stops by every night to see that her 95-year-old mother is all right. Last night she was delayed about a half hour, and when she arrived the mother had been raped.

The woman said when she arrived at the home at about 11 p. m. her mother was weeping and was scratched and bruised.

All local enforcement agencies, including five of the city's top detectives, were alerted to be on the lookout for a Negro described only as being about 25 years old.

The woman said when she arrived at the home at about 11 p. m. her mother, scratched and bruised, tearfully related that the Negro had knocked on her door, forced his way in and attacked her.

The victim, a white woman, was taken to a clinic, and there was no immediate report on her condition.

Officers said the older woman lives about two blocks from a Negro residential section and her daughter's home is only a few doors away.

Identification of rape victims is forbidden under Alabama law.

## Negro Boy Gets Assault Term

MOBILE, Nov. 19 (UPI) — John Frank Tart, 18, Mobile Negro, pleaded guilty today of assault with intent to rape a 14-year-old white woman and was sentenced to six years in prison.

Circuit Court Judge David H. Edington passed sentence on Tart, who was the first juvenile to be tried as an adult in the Mobile Circuit Court in many years.

Tart was turned over to the higher court by Juvenile Court Judge Herndon Inge Jr., last month, when Inge said Tart could not be properly disciplined under Juvenile statutes. He had a previous record of several attacks on women.

The victim told police she was attacked as she walked along a downtown street after midnight, Oct. 14.

## Boy Is Quizzed in 3 Attacks

MOBILE, Oct. 18 (UPI) — A 15-year-old Negro charged in three recent attacks on white women was being questioned today in two other assaults on elderly women in Mobile.

Lt. J. J. Robinson of the juvenile division said the boy, John Frank Tart, was suspected of the July 10 rape of a 95-year-old woman and the attempted rape of a 75-year-old woman Aug. 5.

Officers said Tart admitted in an oral statement that he attacked a woman on a Mobile street early Tuesday. The 34-year-old woman fought off the man and he fled when she screamed.

Detectives said the six-foot youth was picked up because of a juvenile court record of two previous assaults on white women and because he had a lacerated finger. The woman said she had bitten her assailant when he tried to drag her to the rear of a vacant house.

## Woman Identifies Men As Rapists

MOBILE, Oct. 18 (UPI) — Two Negro men were identified by a 24-year-old white woman yesterday as the ones who raped her in suburban Prichard June 16.

The Chickasaw divorcee picked out Willie Seals, 24, and Arthur Lott, 21, from a police lineup, Detective Capt. Talley Rollings said. They had been previously charged with rape, robbery and assault with intent to murder the woman.

The woman told police her car had skidded into a ditch and she called a wrecker service from a public telephone booth. During the conversation, she asked the wrecker service to hurry because two men were standing outside the booth.

## Mobile girl, 18, says man raped and robbed her

MOBILE, Oct. 18 (UPI) — An 18-year-old girl told officers a husky intruder forced his way into her apartment early Saturday and raped her.

The girl said she had returned from a double date and gone to bed shortly after midnight. Her roommate was out of town. She awoke about four hours later when the man shook her and said he was going to rape and rob her. The victim said the man warned her not to scream. Then he switched on a radio and turned up the volume.

She said he assaulted her and then took her purse containing \$3.

Detectives said the man forced a small hole in the front screen door and unhooked the door. They said he apparently used a skeleton key to open the house door.

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She told him she was going to town.

She told police the Negro then said "I know where you're going; you are going with me" and caught her by the hair.

He beat her in the face and chest until she lost consciousness, she told officers.

The woman was taken to the hospital, was admitted and an examination showed she had not been raped, Curlee said.

All police officers of the first and second shifts, and part of the third shift personnel, assisted by ABC officers, began investigating the case.

The bloodhounds were unable to "get on a track," Curlee said.

After attempts had been made for about five hours to find the Negro, Police Chief Leon Curlee and Morris that she had made up the story, Curlee said.

Both Curlee and Sheriff John Robinson said they regretted the incident, described by Robinson as "dangerous."

"I really appreciate the colored people helping us out Saturday," Curlee said.

The woman had been found about 200 yards from the hospital by persons who summoned the housewife who notified police.

She was released from Citizens Hospital Sunday, attendants said.

robbed victim's husband

# Armed Negro is hunted in rape of local woman

CHARLES GRAINGER  
News staff writer

a small closet after "walking me around through the school for about 45 minutes making threats."

## Tells of escape

THE VICTIM said he broke out of the small closet with the use of an iron pipe by knocking open the door.

The custodian quickly called police and officers believe the Negro escaped by leaping through a window at the school.

He was thought to be nude. Chief Wood said.

## Clothing found

THE EX-CONVICT'S clothes were found in the couple's apartment. Immediately after going into the school, he had gone back into the couple's apartment, Chief Wood said.

Tracks and evidence where fleeing figure had passed through the wooded area near Lane Park heightened the intensive search by law enforcement officers.

Police said the Negro used a key to the apartment to gain entrance while the woman was alone.

The custodian said the Negro had worked at the high school some three years ago before being imprisoned for the car theft.

The fugitive was described as weighing 150 pounds, 6' 1," height, and being light in color.

Police cautioned residents in the Lane Park area to beware of the man. He was thought late Saturday night to still have in possession the victim's single-shot shotgun.

## Negro released in attack case

A young Birmingham Negro was released from police custody today late yesterday after being questioned in the Thursday morning case of a 32-year-old Northside housewife, police said. At gunpoint he forced old Northside housewife, police said. In separate closets, left short time and returned. At gunpoint he forced old Northside housewife, police said. Coleman said the Negro was arrested yesterday morning.

## Kicks and screams thwart would-be Negro attacker

Screams from a West End housewife and a few swift kicks from the housewife's mother sent a would-be attacker fleeing early today, police said.

Dets. E. M. Ahey and C. H. Pitts said two women thwarted an attack by a young Negro early today by kicks and screams.

The woman said she was sleeping in her bedroom about 1:15 a.m. today when she woke up to find a young Negro holding her to the bed by her arms.

The victim said the Negro told her to keep quiet, but she screamed and started struggling to get away.

Her screams brought her mother, who was sleeping in another room, to the scene, and she said she began kicking the Negro in the back. The two women said the intruder released his hold and fled from the house.

## Progress Made In Attack Probe

MOBILE, June 18 (AP)—Detectives at Prichard reported some progress was made today in their investigation of the alleged rape of a white woman early Saturday.

The detectives, T. J. Blaz and J. H. Bryant, also said a Negro is being held in an open charge in the case. He was not identified.

The 24-year-old woman reported two Negroes raped her after pulling her from a telephone booth and stabbing and kicking her. She said she had just called a wrecker after her car skidded into a ditch.

She is in a hospital for treatment of body bruises and facial lacerations.

The state has posted a \$500 reward for information leading to a conviction.

## Police Praise Negroes For Cooperation

A white waitress has told city officers that her story about being attacked by a Negro boy was a hoax, Police Chief Leon Curlee said Monday morning.

Curlee quoted the woman as saying that her boy friend had "beat her up, and she wanted to get in the hospital but didn't have any money."

Her statement that the earlier story was untrue came after hours of investigation by city and state officers, and after bloodhounds had been brought from Childersburg in an attempt to find a Negro who she had said beat her into unconsciousness.

The statement was made to Officers Lt. Lawrence Morris and Willis Dean who questioned the 18-year-old woman at Citizens Hospital, Curlee said.

Curlee had high praise for the cooperation of Negro citizens here when the report got out Saturday afternoon that a white woman had been attacked.

Negroes came to offer their assistance in finding the supposed assailant, and even volunteered to bring boys in for identification.

Saturday police received a call from a housewife on Sloan Ave. that a woman had been found lying on the side of the road, and had been brought to the caller's house.

Police found the woman lying on a couch, "her face bruised, her lips burst and her clothes disarranged," said Curlee.

All the buttons were off the uniform except one.

She told officers that as she was walking toward town a Negro boy overtook her and asked where she was going.

## ~~Advocate~~ Sanity Tests For Accused Rapist Asked

MOBILE, Ala.—A motion for sanity examination for one of two Negroes charged with raping a white woman was filed by a defense attorney Friday.

The attorney, Wallace L. Johnson, also asked that if the court finds ~~Wiley~~ Seals, Prichard, insane that it commit him to a state mental hospital. A hearing on the motion was set for July 24.

Seals and Arthur Lott, 21, are charged with rape, robbery and assault with intent to murder in an attack on a 24-year-old divorcee June 16. They are held without bond.

Officers said Lott signed a statement admitting the attack and implicating Seals.

The woman was released Thursday from a Mobile hospital where she had been under treatment since the alleged attack.

She told police her automobile skidded off the highway as she was returning home shortly after midnight. She said two Negroes pulled her from a public telephone booth in Prichard from where she had called for a wrecker.

## ~~Advocate~~ Prichard Woman Reports Attack By 2 Negroes

PRICHARD, ~~Ala.~~—A young divorcee told police two Negroes dragged her from a public telephone booth early today and raped her. The woman said she was calling for a wrecker to tow her car out of a ditch.

Officers said the 24-year-old woman told them her car skidded off the road as she was going home. She said she earlier had driven two girl friends home after the three had been to a private club. *6-17-58*

The woman was quoted as saying she was dragged to the rear of a Prichard service station where she was beaten and raped. She said she blacked out during the attack.

She was treated at a hospital for bruises of the body and facial lacerations.

## Talladega waitress says Negro beating story was a hoax

TALLADEGA, Ala., May 26—An 18-year-old waitress has admitted she fabricated the story of how she was brutally assaulted by a Negro man on a Talladega street Saturday.

The young mother of a 2-year-old daughter was found unconscious on the street by a passerby and taken to citizens Hospital where she remained in a state of shock for several hours.

She had given police a detailed report of how she was dragged to a vacant lot by her assailant and severely beaten. Sometime later, according to Police Chief Leon Earle, she confessed the entire story was a hoax.

The truth, she told police, was her boy friend beat her, and she lied about it in order to get treatment.

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# Woman, 33, Is Raped By Intruder at Hotel

7-24-58  
A 33-year-old woman was taken and raped yesterday by an intruder who entered her room after her husband had gone to the hotel kitchen early to prepare a late snack.

A woman told detectives she dozed off while reading in bed and awoke about 3 a.m. to find a "towering" man standing over her in her room at the Fulton Hotel, 512 E. 2nd St. She said she screamed and he dragged her from the bed, beat her about the face and attacked her.

Lt. Eugene Sisson of the robbery squad, and Det. Sgt. Ivan Yuter of the sex squad, and the woman's husband, hearing his wife's cries, was knocked down by the intruder during a scuffle in the room. A man on a first-floor fire escape at the time heard a yell.

Yuter said the attacker apparently had stolen wrist watches. The couple said they had left on their hotel dresser. The woman, treated at D. C. General Hospital, described her assailant as a Negro about 5 feet, 3 inches tall.

## Assaults on 3 Women Hold Lorton Ex-Convict

7-16-58  
A 30-year-old ex-convict has been charged with assaulting three Washington women in their homes Saturday night and early Sunday.

The third assault, the rape of a 75-year-old retired Army nurse, gave police the clues which led to his arrest.

The man released only a week ago from Lorton Reformatory after conviction for carrying a dangerous weapon, is Samuel Brisbane of the unit block of 1st street N.W. He is a laborer.

The third victim is in critical condition at District General Hospital. She apparently suffered a heart attack after the assault.

Before collapsing, she told police that she awoke about 3 o'clock yesterday morning to find a man in her room. She said he beat, choked and raped her and took \$1 from her purse. He left the house by the front door.

### Previous Entry Recalled

Subsequent investigation led to Brisbane when Police Corp. Patrick Sochocky of the First Precinct recalled that the same apartment in which the retired nurse lived had been entered by a housebreaker about a year ago. He remembered Brisbane as the man he had arrested for that housebreaking. Investigation then showed that fingerprints in the nurse's room matched Brisbane's.

Evidence against Brisbane was also found in the other two assaults. In both the other cases, the women's screams caused their assailant to flee.

The first was at about 10 p.m. Saturday, when Mrs. Helen Patton, 37, returned home to her



SAMUEL BRISBANE  
Held in Assault

third-floor apartment at 208 E street N.W.

### Finds Man Inside

Mrs. Patton told police she entered to find a colored man standing inside. She said he pulled out a knife and held it against her chest. She began screaming and he fled.

Police said a knife similar to the one Mrs. Patton described was found in Brisbane's room when he was arrested.

In the second case, Mrs. Christine Henderson, 44, of 809 North Capitol street, told police she awoke about 5 o'clock yesterday morning to see a colored man sitting on her bed. She screamed, awaking her husband, and the intruder escaped.

He had stolen several packs of cigarettes before leaving. Police said cigarettes matching those stolen were later found in Brisbane's room.

All the victims are white.

## Assaults on 3 Women Hers Charged To Inmate of Lorton Freed Friday

Washington, D.C.

7-24-58  
A man who was released

Friday from Lorton Reformatory was arrested yesterday and charged with the rape of a 75-year-old woman and assaults on two other women only a few hours earlier.

The suspect, Samuel Bris-

bane, 30, of 46 1st nw, a laborer, was arrested at his home because of the retentive memory of Police Cpl. Patrick Sochocky of the First Precinct.

Sochocky, among the first policemen to arrive at the scene of the crime in an apartment on 3d st. nw., recalled he had arrested a man about a year ago for trying to break into the rear of the apartment house.

A check of police identification files led to Brisbane, Lt. Sherwood L. McCargar said. Police also reported fingerprints found in the victim's room matched Brisbane's.

The victim, who apparently suffered a heart attack, was admitted to D. C. General Hospital in critical condition. Police said she told them she awoke about 8 a.m. to find a Negro man in her room. She said he beat, choked, and raped her, then took \$1 from her purse before leaving by the front door.

Brisbane also was charged with breaking into the apartment of Christine Henderson, 44, of 809 N. Capitol st., about 5 a.m. Mrs. Henderson said she awoke to find a man sitting on her bed and screamed, arousing her husband. The intruder escaped. Police said the man stole several packs of cigarettes.

Police also charged Brisbane with assault on Helen Patton, 37, and breaking into her third-floor apartment at 208 E st. nw.

Mrs. Patton said she returned home about 10 p.m. Saturday to find a man who drew a long knife and held it to her chest. Her screams

routed the intruder.

Police said a similar knife and cigarettes matching the brand stolen from the Hendersons' apartment were found in Brisbane's room. McCargar said Brisbane was released from Lorton last week after serving a term for carrying a dangerous weapon.

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## KIN OF RAPIST ALSO CHARGED

27h(1)  
WASHINGTON — Rape charges have been filed against a half nephew of a Negro whose death sentence for the raping of a white woman was set aside by the supreme court.

James Edward Mallory, 18, was charged with raping a 16-year-old Negro girl.

Police said James is a half nephew of Andrew R. Mallory. Andrew, 22, escaped the electric chair when the supreme court last June held that he had been detained too long between arrest and arraignment and that a confession he made in that seven and a half hour interval should not have been considered as evidence.

Police also said James is a younger brother of Milton Mallory, who was sentenced last year to from two to seven years in prison after his conviction of carnal knowledge of an 8-year-old girl.

Andrew, formerly of Spartanburg, S. C., pleaded guilty Friday to assault in a case unrelated to his rape conviction. He was sentenced to 120 days in jail or 60 days in jail and a \$100 fine.

9494

## Sheriff Releases Incomunicado Negro Youth Accused Of Rape

LEESBURG, Fla. (AP)—Malcom Hawkins, 18, of Okahumpka, who was held incomunicado for five days by Sheriff Willis McCall on charges of raping a Leesburg white woman, was quietly released, it was learned here last night, after the sheriff defied a court order to produce the prisoner.

At the same time, McCall announced the arrest of Jesse Daniels, 19, white, described as mentioned earlier for the crime for which Malcom had been held. However, McCall did not make a statement that would clear Hawkins or indicate that he had released the youth from custody.

Hawkins is a nephew of Virgil Hawkins, who has been seeking admission to the Florida law school for the last eight years.

Released last December 18, he was held in Lake County jail until December 23. The sheriff ignored efforts of Gov. Collins to ascertain Hawkins' whereabouts and later ignored a circuit court's order to produce the youth in court. Hawkins, during his period of incarceration, had not had a hearing and was held without a warrant.

McCall gained notoriety in 1931 in the "Little Scottsboro" case which involved Sam Shepherd and Walter Lee Irvin, both of whom and Charles Greenlee, 16, were accused of raping a white woman.

The Supreme Court ordered a new trial in the case of the trio who had been convicted despite lack of evidence. Shepherd and Irvin were under sentence of death while Greenlee had been

given life.

While bringing the three handcuffed prisoners from Radford Prison for trial, McCall shot and killed Shepherd and seriously wounded Irvin. His excuse was that they had tried to attack him. A grand jury investigating the crime, refused to indict the sheriff.

## Florida Sheriff Releases Colored Youth, Holds White

LEESBURG, Fla.—10-58

After holding Melvin Hawkins, 18, incomunicado for five days as a suspect in a rape case, Sheriff Willis V. McCall of Lake County arrested a 19-year-old white youth who allegedly has admitted committing the crime.

Hawkins, a nephew of Virgil Hawkins who has filed suit for admission to the University of Florida Law School, was released on Christmas Eve following intervention by the National Association for the Advancement of Colored People.

Robert Saunders, NAACP field secretary for the State of Florida received from Gov. Leroy Collins assurance that Hawkins would be protected. Nevertheless, McCall held the youth without making any formal charge against him.

Jesse Daniels, the white youth, was arrested on December 28 and was formally charged with raping the 33 year old white woman in Okahumpka a week before Christmas.

## Lake Negro Shot Fleeing Attack Scene

LEESBURG, April 1 (UP)—An 18-year-old Negro high school student suspected of raping a 60-year-old white woman was wounded by buckshot today as he attempted to flee the scene of the attack. Police Chief Bill Fisher said the victim of the attack identified

Sam Odom, 10th grade student, as the youth who attacked her at her home about 8 a.m.

Odom was taken to the Lake County Jail at Tavares where authorities said he confessed to the crime. The Negro was reported to have suffered buckshot wounds in the shoulder as he attempted to flee into a swamp.

The woman said the Negro, armed with a knife, forced her to submit. Another woman, bedridden with illness, was in an adjacent room. She said as soon as the Negro left she called police. A policeman spotted Odom as he ran into an orange grove and gave chase. He said the Negro ran into a swampy area despite his warnings to him.

The officer then fired three blasts at the fleeing Odom who surrendered after being hit.

Authorities said a Negro fitting Odom's description was seen prowling in the white section of town in the early morning hours before the attack. They said they were investigating to see if Odom was connected with a series of housebreakings in recent weeks in which a Negro prowler has "touched" a number of white women while they lay sleeping in their beds.

## Negroes sought in rape of girl, 16

PLANT CITY, Fla., Aug. 9—(AP)—Officers continued to seek clues Saturday to the identity of three Negroes for the rape of a 16-year-old girl.

Sheriff Ed Blackburn said the girl and an 18-year-old male companion said the Negroes, two of them armed with shotguns or rifles, raped her at a deserted airfield near Plant City early Friday.

Deputy Sheriff Johnny Pollock said hospital authorities confirmed the girl had been raped. She was released after treatment.

The couple said the assailants forced them to leave their parked car. One took the boy friend to a gravel pit and tied his hands behind his back while the others raped the girl.

## Negro Pair Hunted In 3 Dixie States

BONIFAY, Fla.—Two Negroes were being sought Wednesday night in the beating of five members of a young farm family, and the rape of the wife and mother. Two members of the family died. Only a two-month-old baby escaped unarmed.

Feelings were reported running high in the community.

Sheriff Cleatus Andrews said an immediate alert in adjoining Georgia and Alabama communities was ordered.

An arrest order for two Negro men was given out by the Alabama Highway Patrol which joined Florida authorities in their search for the assailants.

### TRAVELING IN CAR

The wanted men, unidentified, were traveling in a car of unknown description, the patrol dispatcher said.

Sheriff Andrews said doctors who examined the woman reported she had been raped.

He quoted her as saying that two Negroes were responsible for the early morning attacks.

### FATHER, CHILD DEAD

Imagine Carnley, 26-year-old tenant farmer and pulpwood worker, was found dead in his small farm house. A two-year-old daughter, Ernestine, died a few hours later.

Listed in critical condition were Carnley's wife, 21-year-old Sybil Ellen; a six-year-old son, Hershell Gene; and Geraldine, five-year-old daughter.

They were at the Washington County Hospital in Chipley. The hospital was also caring for the baby, Bobby Ray.

Mrs. Carnley later described one of the men as a short, heavy-set Negro with a reddish complexion and reddish hair. He had a mustache and wore khaki clothing at the time of the attack.

The sheriff said that reports the three eldest children were sexually molested were not true.

### 'MOB TALK' REPORTED

Sheriff Andrews reported crowds were milling in the streets and talk of mob violence persisted. He said that Bonifay Negroes were staying "close to home."

"As much as I want those men," Sheriff Andrews said, "I sure would hate to see them come in here now."

Mike Darley, reporter for the Panama City News-Herald, reported that 150-200 people were at the Carnley home a mile northeast of here throughout the day and that there was a lot of "mob talk."

Andrews said Mrs. Carnley gave this account:

She and the baby were sleeping in a bedroom off from the living room when she heard blows. She stepped into the other room and saw that her husband had been killed. One of the Negroes grabbed her and raped her, then beat her. She said she did not know if the other man attacked her.

When the children tried to help her, the men would hit them with a weapon.

Andrews said the weapon was possibly a dull hatchet or ax.

He said a screen window to the house had been forced off. The screen and an ice pick were found in a well. Officers were hunting in the well to determine if the death weapon was there.

Bloodhounds were unable to pick up a trail.

Blood was on the walls, ceiling and floor.

### FOUND BY RELATIVE

A relative, Albert Chandley, discovered the attack when he went to the home to get Hershell Gene to help him gather pulpwood. Chandley found the doors still locked and heard the baby crying.

Carnley and his wife had married when she was about 12, relatives said.

Andrews called in two investigators from the Florida Sheriffs Bureau, State Atty. J. Frank Adams and other authorities.

Alabama patrolmen stopped a Negro man at Abbeville early Wednesday night, but he proved to have no connection with the case.

## Negro Linked With Slaying

### 2 At Bonifay

PALATKA, Fla. (AP)—A Negro wanted for questioning in a double slaying and rape at Bonifay is being held in jail for investigating officers.

State Highway Patrol troopers took the man into custody Saturday night. Lt. H. R. Randall said the prisoner, James Roman Fluellen, 38, denied being in or near Bonifay when the crimes were committed.

Ira Gene Carnley, 26, a farmer, and his 2-year-old daughter, Ernestine, were beaten to death Wednesday. Three others of the family were badly beaten and Mrs. Carnley was raped. Mrs. Carnley said the two assailants were Negroes.

Mrs. Carnley said she thought she scratched one of the men across the bridge of his nose and mouth. Randall reported: "This fellow looked like he had been scratched or something on the nose. He said he did in himself fixing a tire."

Randall and Lt. R. D. Elliott spotted Fluellen driving a truck and took him into custody. Randall said they had a pick-up order on Fluellen which gave his name and description and a description of his truck. The pick-up order said he had been seen in the Bonifay area about the time of the beatings.

Fluellen, who said he lived in Glen Haven, near Panama City, told officers he hadn't been out of the Panama City area since December. Panama City is about 50 miles south of Bonifay.

## 2 Sought For Slaying And Rape In Bonifay, Florida

BONIFAY, Fla. (UPI) — Authorities Wednesday night were looking for two Negroes accused of killing a 26-year-old Holmes County farmer and his two-year-old daughter, and raping his wife in a pre-dawn attack Wednesday night.

Mrs. Irvene Carnley, who was listed by the Washington County hospital as in critical condition, told officers the Negroes, whom she could not identify forced their way into her home about a mile and a half east of here, beat her husband to death, then raped her and beat her children.

Two other children were also listed in critical condition. They were, ~~Hannah~~ Gene, and Geraldine, a fourth child, Bobby Ray, two months old, was not harmed.

Two-year-old Ernestine died today from injuries received in the beating.

Mrs. Carnley said she and the little boy were asleep in one bedroom of the four-room farmhouse and Carnley and the other children were asleep in the living room. She said she was awakened by the sounds of the beating in the living room, but she was not struck until after she was raped.

Carnley's uncle, Manuel Carnley, went to the farm early Wednesday morning to pick up the young farmer to go cut pulpwood. When he couldn't get the door open he notified Carnley's father and the two men forced open a window and entered the house.

They found Carnley beaten to death and his family critically injured.

Authorities said two of the four rooms in the house were covered with blood.

## Negro Linked Advertiser With Slaying

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Fluellen, who said he lived in Glen Haven, near Panama City, told officers he hadn't been out of the Panama City area since December. Panama City is about 50 miles south of Bonifay.

## Negro is sought in attack on white girl, 17

JACKSONVILLE, Fla., June 28—(AP) — A Negro seen in the vicinity of an attack on a 17-year-old white girl was sought by police today.

The man was seen walking across a park by an acquaintance about the time the rape occurred a short distance away, investigators said.

Twelve police cars and bloodhounds searched the Springfield area for five hours Friday after the rape was reported. Officers believed the attacker was the same one who attempted to rape two white women a week ago.

The girl, who slept in the front room of an apartment with a 7-year-old brother, told police the Negro awoke her and said, "I have just killed a policeman. Tell me how to get out of here."

The girl said she told him to get out but he snatched her from the bed, held a knife at her throat and forced her out a door. She told officers he blindfolded her, led her to a garage and raped her. Then he released her and fled.

Friday's assault was in the same area as the two previous attempts. All three women described the Negro as husky with deep voice.

## 2 Beaten To Death; Wife Raped In Fla.

BONIFAY, Fla. (AP) — Two Negroes were sought Wednesday night in the beating of five members of a young white family, and the rape of the wife. Two members of the family died. Only a 2-month-old baby escaped unharmed.

Feelings were running high in the community.

Sheriff Cletus Andrews said doctors who examined the woman reported she had been raped. He quoted her as saying that two Negroes were responsible for the early morning attacks.

A 26-year-old tenant farmer and pulpwood worker, was found dead in his small farm house. A 2-year-old daughter died a few hours later.

In critical condition were the man's wife, 21; a 6-year-old son, and a 5-year-old daughter.

They were in a hospital, which also was caring for the baby.

Mike Darley, reporter for the Panama City News-Herald, reported that 150-200 people were at the man's home throughout the day and that there was a lot of mob talk.

Andrews said the weapon used in the beatings was possibly a dull hatchet or ax.

A screen window to the house had been forced off. The screen and an ice pick were found in a well.

Andrews said the attackers apparently fled by automobile. He had a partial description of one of the men but no description of the car. Bloodhounds were unable to pick up a trail.



9492

## Youth Arrested On Rape Charge; Juvenile Ward Atlanta, 13, Held

A 20-year-old man was arrested Tuesday on suspicion of rape, and his alleged 13-year-old victim was sent to juvenile authorities on suspicion of fornication, police said.

The man was identified as Henry Charles Sherman Jr., or 118 Haynes SW, Apt. 2. He was arrested about 3:30 p.m. by School Board Det. Claude LeFoy who was investigating the absence of the victim and other youths from

*Atlanta Ga.*  
Det. H. L. Sheppard and Det. T. Mullinax said Sherman signed statement in which he is alleged to have admitted several affairs with the girl. The girl also admitted the incidents which began after Christmas, the officers said.

Det. Mullinax said he went to Sherman's home to investigate claims that students, who were supposed to be in school, were "living together" at the apartment.

The battle developed at a house on Weyman street, SW, where a 33-year-old white woman was raped early Saturday and the attacker had threatened to return. McGee and Johnson had posted a watch on the house in the event he made good the threat.

Three shots were fired at point-blank range during the early morning drama, two by the detectives and one by the suspect, officers said. The shots went wild.

While the three struggled from the house across the yard and out into the street, the husband of the threatened woman stood by with a double-barrel shotgun.

### CLOTHING RIPPED

Officers said the situation developed this way:

Saturday morning the woman was awakened by someone ripping off her clothing. She said the intruder threatened to kill her 3-year-old daughter, sleeping beside her, if she made an outcry.

After completing the assault, the man left, she said, threatening to return later.

He returned at 1 a.m. Wednesday. The woman went to the door, then became hysterical and ran screaming through the house. Johnson said he opened the door and grabbed the intruder by his sweater.

During the struggle that followed, Johnson and the suspect fell off the porch. McGee ran up, took to buy gasoline when his gas gauge already registered half full.

Their trip continued through

suspect to raise his hands. The suspect grabbed McGee's pistol, wrested it away and fired it, officers said.

The suspect, Robert Lee Johnson, 25, Negro, 5'4", Middleton street, SW, address, was treated at Grady Hospital for lacerations and bruises, Detectives R. P. McGee and J. F. Johnson said. They added the suspect later was transferred to city jail for suspicion of rape.

McGee and Johnson also were treated at Grady for lacerations and bruises and ordered off duty temporarily.

### SATURDAY RAPE

The battle developed at a house on Weyman street, SW, where a 33-year-old white woman was raped early Saturday and the attacker had threatened to return. McGee and Johnson had posted a watch on the house in the event he made good the threat.

Three shots were fired at point-blank range during the early morning drama, two by the detectives and one by the suspect, officers said. The shots went wild.

While the three struggled from the house across the yard and out into the street, the husband of the threatened woman stood by with a double-barrel shotgun.

## Rape Suspect, Officers Hurt in Fight

Two detectives and a rape suspect were injured Wednesday during a grim predawn struggle that developed at the scene of an earlier crime.

*Constitution*

The suspect, Robert Lee Johnson, 25, Negro, 5'4", Middleton street, SW, address, was treated at Grady Hospital for lacerations and bruises, Detectives R. P. McGee and J. F. Johnson said. They added the suspect later was transferred to city jail for suspicion of rape.

*Atlanta World*

*Atlanta Ga.*

*Atlanta So.*

*Atlanta Ga.*

# 4 Held For Assault On Grady Employee

Detectives Saturday were holding four men on suspicion of criminally assaulting a 22-year-old Grady Hospital employee in nearby Thomasville.

The suspects were arrested Friday night on Auburn Avenue by Patrolmen J. W. Bailey and R. Williams who were assisting Dets. H. Baugh and C. J. Perry in flushing out the young woman's assailants.

Arrested were: Tommy Lee Fears, Jr., 22, of 817 Lee Andrews Dr., S. E.; Tiny Washington, 18, of 808 Newgate Rd.; Bill Usher of 2057 Akron Dr., and Willie Robert Huntley, of 817 Raven St.

They are accused of abducting the Grady employee at Butler St. and Edgewood Avenue Tuesday night and driving her to Thomasville where she was allegedly criminally assaulted and threatened with an ice pick.

## TRAPPED IN DRAGNET

The four men were arrested in a police dragnet after a trap set by the victim and detectives failed to snare them. The victim said she deliberately made a date with one of the men in an attempt to have him captured by police.

Det. Baugh said he stood watch on a porch overlooking the rendezvous spot but that no one showed up to meet the victim. In a sworn statement, Fears identified Huntley as the man with whom the woman made the date. He also stated that the only reason Huntley failed to appear was because he had no transportation.

## IDENTIFIED PASSENGER

Dets. Baugh and Perry quoted Fears as saying he drove the car into which the woman was thrown. He identified his passengers as Huntley and Washington. The victim, however, stated she was accosted by four men.

Fears said he drove to Thomasville where the victim and Huntley were left alone in the car. He stated that he later drove to Simpson and Chestnut Streets where the victim and Huntley got out of the car.

Police were able to spot the four men as a result of a description of Fears' car, which was given them by the victim.

# Police Rescue Assault Suspect From An Angry Crowd After Girl, Age 7 Is Hurt

Police Sunday night rescued a 29-year-old man from an angry group on Smith Street and charged him with assaulting a seven-year-old girl in his room.

Arrested was Lewis (Junior) Clay, of 28 Smith St., who was charged with rape and robbery.

Clay allegedly assaulted the girl shortly before police arrived and found about 20 residents beating him and tearing his clothes.

The girl was rushed to Grady Hospital for treatment. Police reported finding evidence in Lewis' room to substantiate their charges.

# Atlantan Sentenced In Attack On Little Girl Abducted And Held In Church Here

Jimmy Hart, 23, was sentenced to from six to 12 years in prison Friday by a Fulton Superior Court judge for assaulting a 10-year-old girl in a church in northeast Atlanta September 3.

Hart, also known as Jimmy Copeland, of 14-B Howell St., N. E., was sentenced after pleading guilty to attacking the child.

The girl told police she was on her way home from school when Hart grabbed her on the street and forced her into a small church. The man was scheduled to be tried on a charge of assault with intent to rape.

9491

# 5 Chicago Negro Boys Named In Rape, Slashing

CHICAGO, Feb. 25 (AP) — Five boys were reported named by Cook County (Chicago) Grand Jury today in true bills charging them with slashing and raping a 13-year-old Girl Scout.

All five were reported charged with assault to kill and two of them with rape. The boys are Negroes. The girl is white.

The boys were seized yesterday and confessed, police said, after the victim, Carol Foss, identified them as the gang that set upon her Feb. 4 a block from her home in a racially mixed neighborhood.

The boys are James Clay, 18; Ronald Valentine, 18; Ronald Clark, 18; Bennie Walker, 13; and Cleo Parker, 18. Clay and Valentine are the two reported charged with rape.

Police said the boys related they seized Carol on an impulse to "go out and get a girl." She was dragged down a stairwell, stripped of her Girl Scout uniform, beaten and raped.

The arrest of the five boys cleared three other Negroes whom the girl identified as her attackers on Feb. 6. She attributed the error to her physical condition. She had been hospitalized for several days after the attack.

The action by the grand jury is customary in advance of formal indictments expected to be returned in court later.

**White Husband  
Informed  
For Attack**

**Of Wife, Man Says**

CHICAGO (NNPA) — Arthur Banks, 23, arrested in Chicago Saturday for attacking a white woman and he had been paid by the husband to do so. The husband had arranged to dash into a partition at the right moment and rescue his wife. But Banks complained the husband took the act too far by calling the police. Banks and his husband are to be given a shorter term.

## MANY POLICE BUSY SEEKING L' TERRORIST

*longly -  
Nurse and Hero  
in Hospital*

*mon 2-10-58*

A widespread police search

was underway yesterday for

one or two men who slashed

two young women and a Chi-

cago Transit authority detec-

tive shortly after midnight in

the Polk st. station of the

Douglas Park "L" near

Paulina st.

One of the assailants was

seized shortly after the at-

tack. He is Henry Morrison

19, of 1816 S. Trumbull av.,

who said he came to Chicago

from Vicksburg, Miss.,

and is a porter at Marquette

station.

He was arrested as Henry

Marshall, alias Morrison, but

he told Policeman Henry Coo-

per at Marquette station that

his real name was Morrison.

Cooper and his partner, Ed-

ward Preston, arrested Morri-

son.

Cooper said the cellar into

which the women were taken

was used for storage of coal.

He said the station platform

and the station were lighted

adequately.

Nicpon fired three shots as

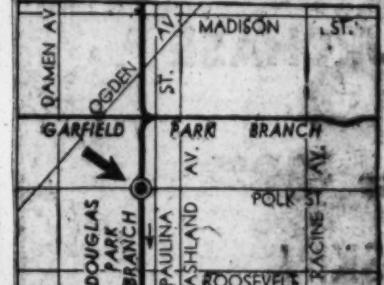
the assailants fled.

month ago. Police said he identified his Negro companion, and 18 detectives under Frank Pape, deputy chief of detectives, started a search for him.

### The Women Victims

The injured women are Miss Betty Kime, 22, a student nurse at County hospital, who was confined in the nurses home infirmary with cuts in the chest, abdomen, and left arm; and Miss Anna Dykstra, 24, of Grand Rapids, Mich., a secretary, who was treated for a slash across the chest.

The injured CTA detective is Albert Nicpon, 57, of 3700 Armitage av., who sought to rescue the two victims and



two young women companions. He was confined in County hospital with knife wounds in the abdomen and his back.

Nicpon fired three shots as the assailants fled.

### Visitors to City

The attack occurred as the young women returned from attending a movie in the Loop. Miss Dykstra came to Chicago with Miss Jean Young, 20, and Miss Grace Vruwink, 22, both teachers in Grand Rapids, to visit Miss Kime. Miss Kime's home also is in Grand Rapids.

The young women were confronted by two Negroes with knives as they started down the stairs from the "L" platform. The assailants robbed Miss Kime of \$2.25 and ordered the young women to the shallow basement of the station. The men tried to rape Miss Kime and Miss Dykstra.

### Kicks in the Door

A porter alerted Nicpon to a disturbance as he entered the station. Nicpon kicked in the door and was slashed by the assailant who escaped. Morrison then ran out of the cellar, up to the station platform, and was seized by two policemen from Marquette station as he was descending a girder into a nearby parking lot.

Police said Morrison confessed that he was involved in the attacks, but insisted that he merely attempted to rob the women. He said his companion wanted to rape the women, but that he talked him out of this.

### Difference in Names

He was arrested as Henry Marshall, alias Morrison, but he told Policeman Henry Cooper at Marquette station that his real name was Morrison. Cooper and his partner, Edward Preston, arrested Morrison.

Cooper said the cellar into which the women were taken was used for storage of coal. He said the station platform and the station were lighted adequately.

### Question of Policing

Following the assault, Dr. Walter H. Theobald, president of the West Side Medical



Albert Nicpon in County hospital.

Henry Morrison at showup yesterday in Marquette police station.

9490

# QUIZ NINE BOYS HELD IN RAPE OF GIRL SCOUT

**Victim, 11, Too Weak**

## to View Suspects

Nine boys, rounded up in a police search for a gang which raped, stripped, and raped an 11-year-old girl near her home in the south side Tuesday night, were being questioned yesterday in the state's attorney's office.

The victim of the attack was reported in fair condition at Englewood hospital, although not strong enough to view the youths held as suspects. The girl said her attackers were



Shoes taken from Elijah Hopkins are viewed by Detective William O'Malley before being taken to crime laboratory for examination of possible blood stains.

ferred to by the others as "James," or "Jamieson."

### O'Connor Takes Charge

More than 30 suspects were rounded up Tuesday night and early yesterday by more than 200 policemen poured into the

area that a short time before the attack Hopkins was urging several companions on the playground of the Kershaw school at 65th st. and Union av. to accompany him to "get" a white girl.

The others held are Charles Gaddy, 17, of 6522 Union av., a laborer; Samuel Chandler, 13, of 6002 Wallace st., a pupil in Beal school; Billy Hill, 13, of 6438 Parnell av., a pupil in Englewood High school; William Watts, 13, of 6442 Parnell av., a pupil in Kershaw school; George Hughes, 16, of 6410 Parnell av., an Englewood High school pupil; David Stokes, 15, of 529 W. 65th pl., a Tilden High school pupil; John Rayford, 17, of 6404 Parnell av., a laborer, and Richard Jamieson, 14, of 6632 S. Peoria st., recently released from the Illinois State Training School for Boys in Kane county.

The girl told police that she heard one of her attackers re-



John Rayford (left) and George Hughes, also in custody for questioning.



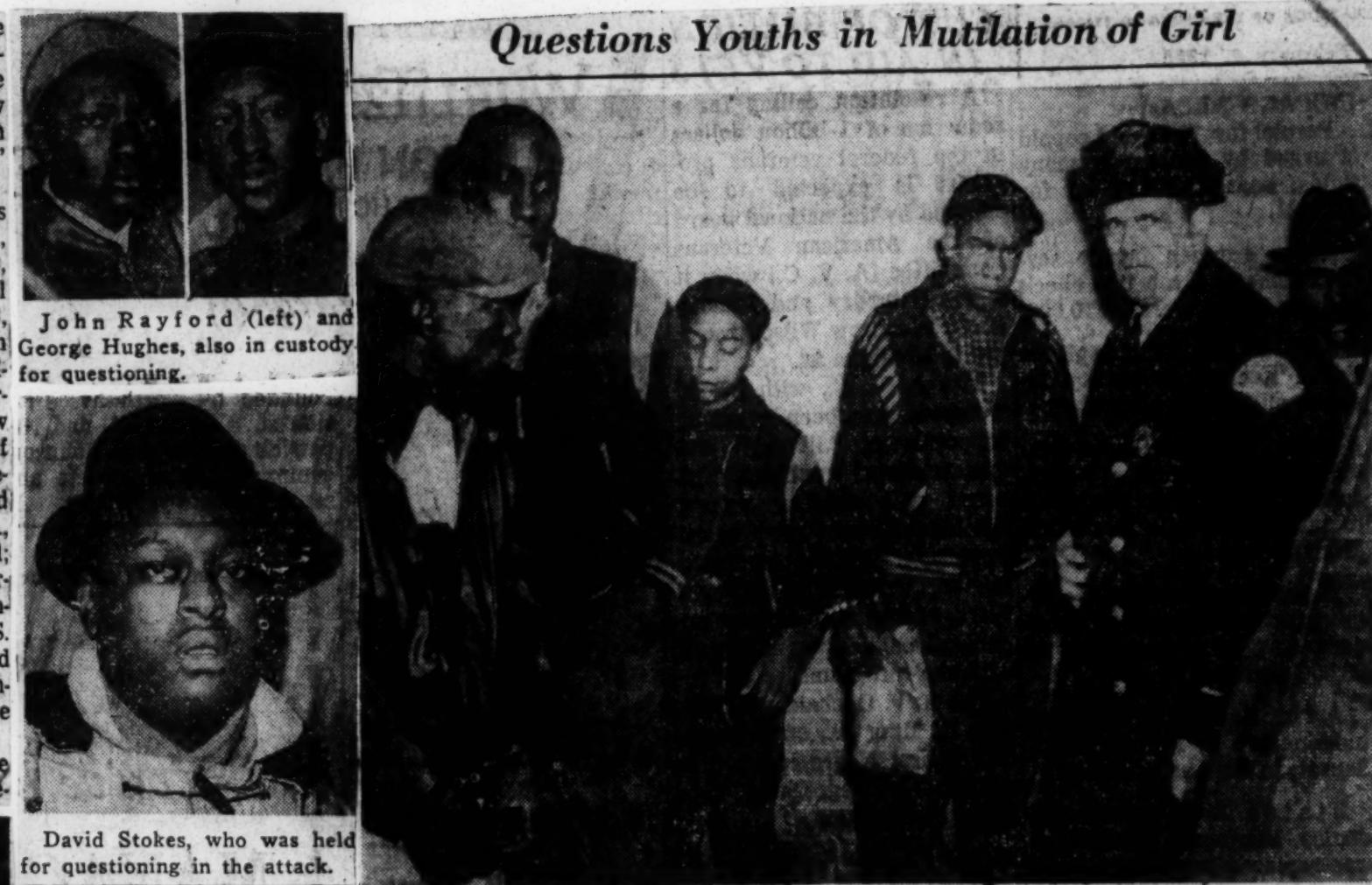
David Stokes, who was held for questioning in the attack.

area under the personal command of Police Commissioner Timothy O'Connor. All except the nine were released.

More than 30 extra policemen including juvenile officers, pushed the search yesterday under the direction of Capt. Edward LeFevour of the Englewood station.

Police said two witnesses have placed Hopkins and several others among those held at 67th and Halsted sts., approximately a block from the scene of the attack, at 6:30 p. m. The girl left her home to go to a grocery a block from her home at that hour.

Police took fingerprints from a bloodstained automobile found in front of the building in which the girl was attacked.



## Questions Youths in Mutilation of Girl

Police stand guard over handcuffed group of young men in Englewood police station as they waited questioning in the rape and mutilation attack on an 11 year old girl near her home at 6725 S. Sangamon st. Identified in group are Sam Chandler (left) and Elijah Hopkins (holding sack).

### Police Seek Negro Gang For Assault

CHICAGO, Feb. 4 (UPI)—Police re-

ported that a group of teen-age Negro boys assaulted an 11-year-old white Girl Scout in a South Side areaway tonight.

The girl was rushed into surgery at Englewood Hospital. Attendants said her condition was "fairly good."

Seven police task force units, each comprising 70 to 82 men and vehicles, hurried to the Englewood district to search for the attackers.

Police described the assailants as 14 to 15 years old and dressed in black jackets and blue jeans. They said there were four or five

in the group.

The little girl's scout uniform was stripped from her, police said.

The Englewood district is a mixed Negro-white neighborhood.

Police quoted the mother as saying the daughter gave this account of the assault:

She was on her way to a grocery when four or five youths grabbed her, dragged her through an alley and down a stairwell behind a house, and assaulted her.

Bleeding profusely, the girl wrapped herself in her torn garments and crawled home a few doors away. She collapsed after telling the story.

27h(1) 1958

## Negro Girl Found Dead After Attack

CHICAGO, Jan. 12 (AP)—The body of a 12-year-old Negro girl was found behind her West Side apartment today and police said she apparently had been beaten, raped and slain. The victim was Rosemary Banks, who came with her sister to Chicago to live after their mother died in their Birmingham, Ala., home Dec. 31.

Detectives said her body bore marks of a beating and some small wounds that could have been caused by a knife.

She apparently was seized by her slayer a few minutes after she left the apartment of her aunt, Mrs. Dorothy Jones, with whom she lived, to visit the third-floor apartment of her grandmother, Mrs. Gertrude Snipe.

## NEGROES BOUND OVER ON ASSAULT CHARGES

Chicago Hair Accused Of Attacking White Women

COURTROOM IS JAMMED

P. 29

Special to The Commercial Appeal

CARUTHERSVILLE, Mo., Jan. 16.—Two Chicago Negroes, arrested last week after a wild crime spree in the Bootheel area, were bound over to Circuit Court Thursday on multiple charges, including rape and attempted murder.

About 1,500 persons gathered at the Pemiscot County Courthouse here to attend preliminary hearings for Joe Bradford and William Morris. The courtroom was jammed and hundreds of spectators lined the corridors and overflowed onto the courthouse lawn.

Sheriff's officers and police from nearby counties and cities were stationed at the courthouse with local authorities to keep order.

Farmer Seriously Wounded

Officers testified Thursday that Bradford and Morris were arrested Jan. 5 after a night of crime in which they are accused

of assaulting two white women, seriously wounding a farmer and shooting it out with police officers.

The criminal assault of a second white woman, Mrs. Everett Davis, was revealed for the first time in Thursday's testimony. The first state witness called by County Atty. James A. 'Tick' Vickrey was A. J. Smith, operator of a grocery and liquor store near Hermondale, who said the Negroes forced him and his wife to drink a fifth of whisky apiece before each assaulted Mrs. Smith.

Steele Police Officer Bill Stanford told how he and a companion, Patrolman Johnny Goodrich, stopped the Negroes when they ran a red light in Steele shortly after fleeing the Smith grocery.

### Shot At Officers

The Negroes exchanged shots with the officers and drove away. A short distance from Steele, the fugitives wrecked their car.

Officers captured Morris, who was pinned in the car.

The next witness, Mrs. Davis, wife of a Steele farmer, said Bradford broke into their home and assaulted her after tying up Mr. Davis. The farmer managed to free himself from his bonds, and struggled with Bradford for his gun. He was shot three times during the struggle.

Bradford later was arrested at Cape Girardeau.

Judge Sam J. Corbitt bound the pair over to Circuit Court without bail.

## FIND GIRL, 12, DEAD ON PORCH; RAPE HINTED

A 12 year old girl who came to Chicago less than two weeks ago after her mother died, was found dead yesterday morning on the porch landing behind her aunt's home at 2059 W. Madison st.

Warren av. detectives said the girl had been beaten, and apparently raped. Marks on her neck seemed to have been made by a rope and there also were small wounds that could

have been made by knife.

### Tests Take 10 Days

The exact cause of death will be unknown until chemical tests are completed in 10 days, said Dr. Victor Levine, coroner's physician, after performing an autopsy. He said microscopic slides must be studied to determine if there was

any evidence of rape.

The victim, Rosemary

Banks, came to Chicago to live with an aunt, Mrs. Dorothy Jones, after her mother died in Birmingham, Ala., Dec. 31. The girl left the aunt's apartment Saturday night to visit her grandmother, Mrs. Gertrude Snipe, who lived diagonally across the alley—at 9 S. Hoyne av.

### Sister Goes Along

An older sister, Georgia Lee, 14, walked with Rosemary as far as the second floor landing behind their grandmother's flat. Rosemary had only a few steps to go to her grandmother's third floor flat, but never arrived.

Both grandmother and aunt believed the child was staying with the other. Rosemary's body, with clothing in disarray, was discovered by two brothers, Lindsey Davis Jr., 8, and Johnny, 9, who lived in the Madison st. building.

### Plan to Free Suspect

Rosemary's sister said a man was standing near the stairs of the grandmother's house, but had disappeared when she descended. A man answering the general description given by the girl was arrested near the murder scene for questioning.

However his alibi appeared satisfactory, and it was planned to release him after a final check on his whereabouts Saturday.

## Negro Indicted On Rape Charges

CHICAGO, Feb. 8 (AP)—Richard

White, 21, a former North Caro-

### ILLINOIS

P. 18-2

Lina cotton picker, was indicted here on rape and robbery charges.

White, a Negro who came to Chicago from Winston-Salem less than three weeks ago, has signed statements admitting he raped four white women since his arrival. Police said he also admitted raping a fifth white woman.

A jacket left in the apartment of one of his victims led to his arrest.

## Negro Indicted In Chicago For Rape And Theft

Jan. 3, 1958

CHICAGO, Feb. 8 (AP)—Richard White, 21, a former North Carolina cotton picker, was indicted last night on rape and robbery charges.

White, a Negro who came to Chicago from Winston-Salem less than three weeks ago, has signed statements admitting he raped four white women since his arrival. Police said he also admitted raping a fifth white woman.

A jacket left in the apartment of one of his victims led to his arrest.

Police said White, 21, of 1617 E. Fourth St., Winston-Salem, N.C., admitted assaulting four white women at gunpoint on the south side and another woman also identified White, police said.

White was seized Wednesday when police traced him through laundry marks on his jacket left in the apartment of one of his victims.

White was held on five charges of rape and four charges of robbery. Police said he also admitted stealing cash totaling \$154 from his victims.

Police said in two of the attacks White turned the gun over to his victims and asked they shoot him, saying "Shoot me—I'm better off dead."

In one instance the gun failed to fire, police said. In the other the woman was afraid to use the gun. White told police he has been unemployed since coming to Chicago.

Detective Harry Towne of the sex bureau said White posed as a delivery man to gain entrance to the women's homes. Using a gun as a threat, he raped the women, Towne said.

## RAPES MOTHER

On Threat To Kill Her Baby

Thurs. 2-6-58

Robber Forces Victim

P. 2-1

## to Borrow Money

A 28 year old housewife and mother was held captive for three hours yesterday in her south side apartment by a rapist and robber who threatened to kill her baby.

The attacker gained entry to the apartment on the 3d floor of a building in Kenwood av. thru a pretext and assaulted the woman at gunpoint.

### Forced to Borrow Money

Police said the victim's description of the rapist fitted that of a Negro sought for the rape and robbery Jan. 29 of a 32 year old social worker in her home in E. 53d st.

Police said that when the latest victim offered the intruder all the money she had, he said it was not enough and forced her to go to a neighbor's apartment across the hall and borrow some money. He threatened to kill her child if she did not do so, police said.

### Seek Several Suspects

Detectives from the sex bureau and Hyde Park district were reported to be seeking several men who fit the description of the rapist.

The assailant was about 5

9489

feet 10 inches tall, weighed about 160 pounds, and was between 25 and 30 years old. He was armed with a blue metal automatic pistol.

## Girl Accuses Two as Among Her Assailants



Group of young men, held in attack on an 11 year old Girl Scout, in Englewood police station after the girl, lying in Englewood hospital, pointed out two of them as among her assailants. The two are Elijah Hopkins, 13 (center) and Sam Chandler, 14 (right). Others (left to right) are George Hughes, David Stokes and Charles Gaddv.

### GIRL, 11, NAMES 2 IN SHOWUP OF RAPE SUSPECTS *Daily Tribune* Hunt Their Friends; 8 to Be Freed

Two boys were identified yesterday as members of a gang of four or five that police, but was abandoned when stripped an 11 year old south parents of the two refused to give permission. Parental consent is required because both and subjected her to what police said were "unbelievably cruel acts."

The victim of the gang picked out two of her assailants in a showup staged by police near her home, which she had in a corridor of Englewood hospital. The girl was taken from her room in a wheelchair to view 10 suspects.

Sammy Chandler, 14, of 6002 Wallace st., and Elijah Hopkins, 13, of 6511 Sangamon st., were the two she identified. The eight others seized by police in a roundup of suspects were to be released.

*Unbelievably Cruel*  
Sgt. Thomas Mulvey of the sex squad said that altho the great amount of blood lost by the girl had destroyed evidence normally used in verifying rape, "there is no doubt from her story that she was raped."

"There is evidence of un-

believably cruel acts," said Mulvey.

Capt. Edward LeFevour of the Englewood district and Lt. James McMahon of the homicide squad ordered a search for other Negro members of the gang known to be friends of Chandler and Hopkins.

#### In Good Condition

A lie test for Chandler and Hopkins was planned by police, but was abandoned when stripped an 11 year old south parents of the two refused to give permission. Parental consent is required because both are juveniles.

The girl was reported in a good condition at the hospital for the first time since the attack occurred Tuesday night in a corridor of Englewood hospital. The girl was taken away. The gang seized her and dragged her into a basement alleyway near her home.

Hopkins, according to Chandler and two others who were questioned, had been responsible for a disturbance in the yard of Kershaw school, 65th st. and Union av., about half an hour before the girl was attacked.

They said Hopkins had asked others in the school yard to go with him to "get a white girl."

They said Hopkins had asked others in the school yard to go with him to "get a white girl."

the saloon on South State Street, told police he had seen Banks and Dedrick talking there.

Police said they planned a lie detector test for Dedrick.

He and Banks were held without charge.

## Five Negro Youths Admit They Assaulted Chicago White Girl

*Mail*  
*Feb. 25-33*  
*Englewood Club*  
*CHICAGO*  
Five teen-age Negro boys have admitted, police said, slashing and raping an 11-year-old white girl on an impulse to "go out and get a girl" in a racially mixed South Side neighborhood.

The five were seized yesterday after an intensive search by police since Feb. 4, when Carol Foss, a Girl Scout, was attacked near her home.

Police said the five admitted orally that they seized the girl, clad in a scout uniform, and dragged her down a stairwell, where they beat and assaulted her. Previously police said it had not been determined whether the girl had been raped.

The Foss girl identified the five in a police lineup as her assailants, and in so doing cleared three other Negro youths she previously implicated.

The five, held for further questioning, were identified as Ronald Valentine, 18, James Clay, 18, Bennie Walker, 13, Ronald Clark 13, and Cleo Parker, 13. Police said Clay was named by his companions as the one who had suggested they "go out and get a girl."

A gang of boys dragged Carol down a basement stairwell, ripped off her scout uniform, beat her with their fists and gouged her, apparently with a broken bottle. She was hospitalized for several days.

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27h(1) 1958

KENTUCKY

9487

# **an Faces Death Sentence in Neice Raping Charges**

William Henry Bell, 41, 1635 W. St. Catherine, who was arrested and charged by police with raping his seven-year-old recently, was placed under \$20,000 bond when arraigned before Criminal Court Judge Ropke this week pending trial on June 25.

all, 38, was accused by police  
in the raping of a female un-  
der 18 years of age. The girl  
was taken to General Hospital  
where attending physicians re-  
ported she lost a great  
amount of blood before examina-

and Since Infan

Bell and his wife, according to police reports, had taken care of the seventeen-month-old infant since she was born. Now under the jurisdiction of the Children's Center, the girl is being taken care of in foster home.

Police Lt. Charles Young re-  
laid that Bell claimed that girl  
climbed in bed with him  
prior to the attack. Police re-  
laid also stated that Bell had  
attempted to bother the girl pre-

Attorney, Irving Friedman, asked to be permitted to withdraw from the case because he wanted the June 25 trial date postponed for a trial of such importance. Friedman asked the court appoint an attorney.

**Faces Death Penalty**  
Hall, who did not say anything  
in arraignment, faces a poss-  
ible death penalty if he is con-  
victed of the crime.

other arraignments before  
Hopke, George Henry Mar-  
shall, of 509 S. 18th, was placed  
on \$1,500 bond and will go to  
trial June 25 on a charge of  
attempting to death Margaret Spohe-  
rison, 31, of 1423 W.  
18th.

Mrs. Ida Edmundson, will before Judge Ropke again August 27. She is accused by of shooting her husband, Edmundson, to death. Judge entered a plea of not guilty for her pending her appeal. No bond was set.

# Rape Charge Faces School *27th Aug 1989* Psychologist

A 25 year old divinity student and assistant pastor employed by the Board of Education was recently arrested on a warrant charging him with the rape of a 11 year old Negro girl during an "examination" at the Virginia Avenue elementary school.

Jerry Roy Sullivan, of 1927  
Frankfort Avenue, psychologist

cal tester for the Board of Education, was arrested on a warrant sworn by father of the alleged victim. In a signed statement to the Crime Prevention Bureau, Sullivan admitted molesting the girl but denied raping her.

Medical Examination  
Medical reports from General Hospital where the girl, a sixth grade student, was examined due

Medical reports from General Hospital where the girl, a sixth grade student, was examined did not say that she was entered but a penetration was possible. The child was supposedly raped in an room across hall from the principal's office between 1:30 and 2:00 p.m. Monday.

Sullivan was arrested at his home late Monday evening after the girl told her parents what had occurred during the "intelligence test." Sullivan is employed by the Board of Education to give the tests to students from

grades 1-12.

According to the statements given to Detectives Jesse Taylor and Robert Fraction by Sullivan and the girl, events leading to the rape charges as fol-

Once entering the room she said that Sullivan, whom she gave a detailed description of, closed the door but did not lock it. She said that he preceded to ask her many questions including whether or not she knew the difference between wine and beer. She answered, "no."

The girl then stated that Sullivan inquired whether or not her health was good. She answered "yes." He then told her to pull her clothes off and get on the couch, and then instructed her to cover her eyes with her hands.

She revealed that she didn't scream or fight for she thought what occurred was part of the examination. She stated that Sullivan told her not to tell what happened before wishing her well on the "intelligence" test.

The girl returned to class and finished the day in class. After school she went to a aunt's home before arriving at her home and telling her mother of the incident. The mother told the father who called police.

Told to Diarrhea

Sullivan, a student at the Louisville Presbyterian Seminary, said that he was assigned to the Virginia Avenue school to give the tests to several students. He stated that after examining the girl he asked about her health and told her to take off her clothes.

He then, said the statement told her to lie on the couch where he climbed on top of her. Sullivan insisted that he didn't want to hurt her and remained on top only for a few seconds. After the offense he allegedly told the girl, "I hope you did well on your test."

The girl, who lives on Dumesnil in the West End of the city with her parents, gave this account:

She said that after lunch on Monday, she went to the old office at the school for her test but was told to wait by Sullivan who was testing another girl. Minutes later she was called from class by Sullivan for the test.

Appearing in Domestic Relations Court before Judge Nash for a preliminary hearing, Sullivan, a heavily built bespectacled six footer, gazed at the floor during most of the proceedings. His bond was set at \$1,000 and the case continued until November 7 at 3:15 p.m. when the girl can be present. Sullivan is married and has no previous record.

Present in the Police Court building but outside of the Domestic Relations branch was school Superintendent Omer Carmichael. Carmichael's presence reflected the concern of the board in the matter as it also the case of parents with students at the school.

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LOUISIANA

9486

## White Woman Uses Coffee Pot To Beat Off Assailant

BATON ROUGE, La. — Police questioned a number of men today in search for a Negro who attempted to attack a white woman and beat him off with a coffee pot.

*Daily News P. 1*  
Bloodhounds were used last night in an unsuccessful effort to track the man.

Police and sheriffs' dogs joined in the manhunt.

The attempted attack took place in the same Hundred Oaks subdivision where another white woman recently was a rape victim.

*Hundred Oaks News.*  
The latest, the white woman involved told police the Negro showed up behind her in her kitchen while she was washing the top of a coffee pot.

The Negro grabbed her by the shoulders, whirling her around and tearing her clothes, she told officers.

During the scuffle, his long fingernails scratched her and she hit him in the head with the coffee pot. He turned and ran out the front door.

In another crime, police said a young Negro woman told them she was criminally assaulted by two Negro men in the home of one of them. Two men were arrested.

## Mer Rouge Man Guilty of Rape

*Sime Scarpone*  
BASTROP, La. — Emmett Henschen, 45-year-old Mer Rouge man, was convicted Wednesday of raping a white housewife at her rural home on June 8, 1956.

The verdict made the fourth defendant to be found guilty.

He was charged with hiding in the home of the woman while she was away, then attacking her and the woman.

*4-25-58*  
Defense witnesses testified Henschen was berry picking at the time of the attack but the woman and her 4-year-old child, seeing the man with deputies, said he was the man who attacked her.

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MISSISSIPPI

9485

## Jackson Negro Held In Rape Jackson, Miss. White Girl

Jackson Negro who attempted to rape a white housewife in Deland, Fla. Thursday was apprehended yesterday in Tallahassee, the Deland sheriff's office reported.

Henry Lee Williams, 19, of Jackson, Miss., was taken off a bus by officers who had been alerted. The officials said Williams fitted the description given by the victim of an attempted rape.

Florida State Attorney W. W. Judge said the Negro man was being taken back to Deland to stand charges of assault with intent to rape.

The woman, married and a mother, said she gave her assailant a cup of coffee on her back porch Thursday noon but that he then forced his way into her home.

She said he tried to push her down onto a sofa but she broke away and snatched up a heavy machete.

The woman related how she held the Negro at bay with the long sabre-like knife while she talked him into taking money to leave her alone.

She said she made out a check to him.

## Convicted Negro Identified Again

White Woman Points Out  
Her Attacker

SECOND LAUREL TRIAL

By United Press International  
LAUREL, Miss., Dec. 16.—A young white mother Tuesday identified Theldor Lang, 33, as the Negro who entered her bedroom and criminally assaulted her the night of Aug. 4, 1954.

Lang is on trial for his life for the second time on the rape charge. He was sentenced to life imprisonment in 1955 but the

State Supreme Court granted him a new trial after officers found new evidence.

### Points Him Out

The victim took the stand and pointed to Lang as her attacker. She said there were no lights on in the house but she could see him from a street light shining through the window.

Lang, a former school teacher, was arrested a year after the crime after the woman spotted him on the street. She said he was wearing the same "sweet smelling" perfume her attacker wore.

She testified he threatened her baby, who was sleeping in an adjoining room, and stole her billfold containing her wedding ring.

### Another Suspected

A year after Lang's first conviction another Negro, Leroy Moody, confessed to another assault and officers found his fingerprints matched those found at the scene of the first crime.

and that the victim's wedding ring was found in possession of Moody's wife.

The victim testified that her attacker was accompanied by a "buddy" who stood watch.

The trial opened Monday but a day and a half was consumed in selection of a jury.

## Second Suspect Held In Rape Case

PRICHARD, June 19 (AP)—A second suspect in the reported robbery-rape of a white woman was arrested today, Prichard Police Chief Cecil Mr. Rambo said.

Rambo said the 21-year-old Negro was held in Prichard city jail on open charge. He said both this man and a 24-year-old Negro arrested Tuesday night were being questioned.

"We feel we're making good progress," Rambo said.

The 24-year-old Chickasaw woman told police she was dragged by two Negroes from a public telephone booth where she had gone to call a wrecker to pull her automobile out of a nearby ditch early Monday morning.

She said the two beat and robbed her, and that she blacked the second time on the rape charge. He was sentenced to life imprisonment in 1955 but the

had been raped.

The governor's office has earlier denied it. Sheriff Lee said Hall lured the girl from a pasture where she was playing.

## Second Rape Trial Is Set In Lang Case

LAUREL, Miss. (AP)—Circuit Judge Lunsford Casey today set Oct. 20 as the date for the second rape trial of a Negro who claims another Negro attacked the white woman.

Casey's action followed a morning long hearing in which attorneys for Theldor Lang, 35-year-old former Laurel school teacher sought continuance.

Lang was sentenced to life for the 1954 rape of a 21-year-old white mother after she identified him from a sweet smelling perfume she said her attacker wore.

Lang, who has been free on bond since a Supreme Court ruling ordering a new trial, sought a delay in his second trial on grounds his attorney, Jeff Collins, underwent surgery for cataracts on his right eye and would not be able to defend him now.

During the hearing, several persons testified that Collins was a candidate for county judge in the Aug. 26 primary election. They said he was able to campaign and therefore should be able to defend Lang.

## Negro Is Arrested On Assault Charge

Admits Attacking 5-Year-Old, Sheriff Says

SPECIAL TO THE COMMERCIAL APPEAL  
GREENWOOD, Miss., Aug. 6.—A 40-year-old Leflore County Negro, George Lee Hall, was arrested Wednesday morning and charged with raping a 5-year-old white girl near Morgan City Tuesday afternoon, Sheriff Charles Lee said.

Sheriff Lee said that Hall was arrested on the James Morgan Jr. plantation, where he lives. The child identified him as the man who attacked her and he confessed to the crime. He had

9484

# Bandits Assault Woman, Shoot Farmer, Beat Wife

*27h-1*  
Exchange Shots With Police;  
Both Captured, One in Wreck

CARUTHERSVILLE, Mo., Jan. 5 (AP)—Two men went on a crime spree in the Missouri booteel area this morning but both were captured, the Pemiscot County sheriff's office reported.

Sheriff Clyde Orton said a store Ark.

robbed, a woman raped, shots exchanged with police, a farmer seriously wounded and his wife taken up in the reckless spree began early today at Hermondale, Mo.

## UNED IN WRECK

One of the two men William Morris, about 30 years old, of Chicago, was captured after he suffered in an automobile accident while being chased by police. The second man, Joe Bradford, also of Chicago, was the object of a manhunt for several days but was captured late this evening on a bus at Cape Girardeau.

He gave this account of the robbery. Two armed men entered the home of Mr. and Mrs. H. A. Smith at Hermondale and stole \$300 and two or three cases of whisky. The men also forced Mr. and Mrs. H. A. Smith to drink whisky at gunpoint and both were beaten.

## AT POLICE

The men left in their car but were stopped by police at Steele, Mo. The police stopped the car and the men began firing and sped away. North of Steele the fleeing car went out of control and into a cotton field. More shots were exchanged but Morris, injured in the accident, was captured. The other man escaped.

The fugitive forced his way into the nearby farm home of Mr. and Mrs. Everett Davis. The 51-year-old farmer was threatened with a gun but he resisted and was shot in the chest and arm. He is reported in critical condition in a hospital in Blytheville,

His 42-year-old wife was beaten up by the intruder and also was hospitalized.

The man escaped from the Davis home on foot while sheriff's officers and highway patrolmen converged on the area.

He walked north and caught a ride to Portageville where he boarded a bus with a ticket for Chicago. Police and highway patrolmen stopped the bus and captured Bradford at Cape Girardeau.

# Trail Of Assault, Shootings Left By 2 Chicago Negroes

*27h-1* Special To The Commercial Appeal

CARUTHERSVILLE, Mo., Jan. 5.—Two Chicago Negroes criminally assaulted a young white woman, beat another woman, critically wounded a farmer and shot it out with police officers before their capture Sunday.

Authorities are holding William Morris, 25, and Joseph Bradford, 21, here on suspicion of a multitude of criminal offenses during a 12-hour crime spree.

Officers said the two Negroes broke into A. J. Smith Grocery and Liquor Store at Hermondale, and all, and began running up a gravel road. He returned through the front several seconds later and grabbed his pants.

An alert was sounded and about 25 state highway patrolmen, sheriff's officers, policemen and Civil Air Patrol volunteers converged on the area.

The Negro walked north and caught a ride to Portageville, where he bought a ticket for Chicago and boarded a Greyhound bus.

Police and highway patrolmen stopped the bus at Cape Girardeau and arrested Bradford. He was later brought to the jail.

## NEGROES BOUND OVER ON ASSAULT CHARGES

*27h-1* Special To The Commercial Appeal  
Chicago Pair Accused Of Attacking White Women

CARUTHERSVILLE, Mo., Jan. 17.—Two Chicago Negroes, arrested last week after a wild crime spree in the Bootheel area, were bound over to Circuit Court Thursday on multiple charges, including rape and attempted murder.

About 1,500 persons gathered at the Pemiscot County Courthouse here to attend preliminary hearings for Joe Bradford and William Morris.

Sheriff's officers and police from nearby counties and cities were stationed at the courthouse with local authorities to keep order.

Officers testified Thursday that Bradford and Morris were arrested Jan. 5 after a night of crime in which they are accused of assaulting two white women, seriously wounding a farmer and shooting it out with police offi-

cers.

The criminal assault of a second white woman, Mrs. Everett Davis, was revealed for the first time in Thursday's testimony.

The first state witness called by County Atty. James A. 'Tick' Vickrey was A. J. Smith, operator of a grocery and liquor store near Hermondale, who said the Negroes forced him and his wife to drink a fifth of whisky apiece before each assaulted Mrs. Smith.

Mrs. Davis, wife of a Steele farmer, said Bradford broke into their home and assaulted her after tying up Mr. Davis. The farmer managed to free himself from his bonds, and struggled with Bradford for his gun. He was shot three times during the struggle.

Judge Sam J. Corbett bound the pair over to Circuit Court without bail.

## No Negro Guilty Of Kansas City Crime

*27h-1* Special To The Commercial Appeal  
Sikeston Case Is Still A Mystery

*27h-1* Special To The Commercial Appeal  
Immediately after the fatal shooting of 18-year-old John Malugen, prep football player of Sikeston, Mo., and the alleged rape of his girl companion, in Wyatt, Mo., THE CALL sent two of its crack reporters Miss Erma Wiley and James Brown to Sikeston to ferret out the facts after it was reported that a Negro had committed the crime and the officers were beating the bushes and highways for some Negro man. The following is the reporters' account as carried in The Call of Jan. 18, 1957.

We do not believe that a Negro killed John Malugen in Sikeston.

After a complete on-the-spot investigation of the slaying of the 18-year-old Charles-ton high school star athlete and the rape of his 18-year-old girl friend, we are firmly convinced that the Sikeston police, along with the Scott county sheriff's office and state police who assisted them, directed their investigation in the

wrong places when they sought only a Negro for the crimes.

Further, we believe that the report of the attempted criminal assault of a 18-year-old girl by a Negro in Wyatt, Mo., is baseless and may have been circulated to keep racial tensions high in Southeast Missouri.

We believe that the police went far afield in looking exclusively for a Negro and practically overlooking the possibility that someone other than a Negro may have committed the crimes.

Here are the reasons which led to our conclusions:

(1) Shortly after the alarm was given of the murder and rape incident, the entire Negro settlement of Sikeston, known as Sunset Addition or 'Colored' town, was sealed off by police, so that no one could enter or leave and with the exception of just a few homes, where ministers lived, every home was searched for the criminal.

(2) According to Sikeston's chief of police, Arthur Brice, all transportation facilities were alerted to be on the lookout for a Negro with scratches on his face. All roads leading into Sikeston were well patrolled and any autos or other conveyances bearing Negroes were searched and the people questioned. If a Negro in Sikeston had committed the crimes, it would have been almost impossible for him to have escaped.

(3) Of the 11 persons actually picked up as suspects, not one could be identified by the girl as her attacker or the slayer. Most of them, police say, were out in the streets sometime near the outrages.

Malugen was allegedly killed when he opened his pal door to order an unidentified passerby away from his trysting place, located near Compress road and the Frisco railroad tracks, Saturday, Jan. 13, about 10 p.m. His girl friend told

the police that while they were sitting out there in the dark, listening to the radio, she saw the image of a man walking in the direction of the auto and she told Malugen. He promptly opened the door and ordered the person to leave and the person responded by taking one step backward and firing point blank at him without warning.

Hospital authorities say that Malugen was dead on arrival, the bullet entering his left arm and passing through his chest.

After being shot, Malugen, according to the girl's statement to the police, attempted to drive the car away and collapsed at the wheel. Before she could get the auto started, the man who did the shooting, came up to the car and attempted to assault her unsuccessfully and then he pulled her from the auto, dragged her across a cotton field to the front porch of a sharecropper's house and raped her.

She first told police that she believed he was a Negro, BECAUSE HE TALKED LIKE A NEGRO. Later after, calming down, she furnished police with a description of a man, saying he was about 30 years old, five feet, eight inches in height, 150 pounds in weight with closely cropped hair. This brings on reasons number four and five.

(4) It is very unusual for a couple out "spooning" in an auto in the dark to sit in the vehicle unlocked and if they hear or see someone approaching, normally they would straighten up and hope that the person would continue on without bothering them. If the person continues to approach the auto, the logical thing to do is turn on the lights, start up the motor and attempt to leave. IT IS VERY UNUSUAL FOR A PERSON TO JUMP OUT OF A CAR IN THE PITCH DARK ON SOME UNKNOWN PERSON. IT APPEARS MORE LIKELY FOR THEM TO ENGAGE IN CONVERSATION WITH SOMEONE THEY RECOGNIZE IN THE DARK.

(5) It would be pretty difficult for the girl to furnish the type of description she did for the police later unless she saw him in the light. At the place these crimes are alleged to have taken place, there was no light. Even the moon did not shine that night. Nowhere in her statement to the police did she say that she turned the auto lights on her attacker.

The police were so intent on finding a Negro, they made their No. 1 suspect, 61-year-old Claude "Boot-mouth" Lightsey, when they received a tip from Harry Fox, the man who lived in the house where the alleged rape occurred on the porch, that he saw Lightsey leaving the area. Lightsey was cleared later by the finding of a lie detector.

tor's test in Jefferson City, but had to serve 10 days on a gambling charge.

Suspect No. 2 was Henry Taylor, whom police learned knew the girl last year at the Sikeston High as he attended classes with her school. He was released after police checked on his whereabouts.

Another unnamed suspect was arrested and questioned four times after police learned that he was passing through Sikeston.

St. Louis police arrested a Sikeston man after they were alerted that he had missed work shortly after the crimes. They said that he had scratches on his neck. He was released after police checked his story as to how he received the scars and the girl failed to identify him as her attacker.

Chief of Police Arthur Bruce of Sikeston told us last Monday that his department is still working on the case but to no avail. He has never said that the girl would be given a lie detector test or that the search now includes any person, white or Negro. He did say he would gladly jail any individual believed guilty even if he were found to be a white person.

27h(1) 1958

NEW JERSEY

9483

# Three N.J. Negroes Held In Rape Case

## ~~in Newark~~ Girl Brutally Assaulted By Negro Trio

~~NEWARK, N.J. (UPI)~~ — Three Negroes, being held by grand jury, in \$50,000 bail each in the rape of a white woman which one officer called the worst case of its kind he had ever seen.

Police said they have confessed to kidnapping a 20-year-old secretary who got off a bus near her home Nov. 3 and driving her to Kenilworth where they raped her.

Newark police have charged the men with abduction and attempted assault and Kenilworth authorities are waiting to charge them.

The men were arrested a day after the attack. Police said they traced them through another victim, Miss Dolores Cataldo, 28, who had taken the license number of a car three men escaped in snatching her pocketbook.

Police traced the car to expert's mother.

The young victim, who suffers from a heart condition, identified the men from her hospital bed, then she broke down and cried.

A man who tried to stop the attackers from driving away with

Miss Levay was told, "If you come any closer we'll cut her throat."

This man and another chased the attackers in a car but lost them.

After being released the girl wandered in a daze about a half mile to the door of Mrs. Paul Soltysik, where she collapsed.

~~NEWARK, N.J. (UPI)~~ — An vicious assault are Casper alarm was put today for three suspect, 19, a truck driver; Negro who raped and beat a 20-year-old white secretary who who had aumatic heart condition.

The victim, Audrey Levay of Newark, was treated at Columbus Hospital here for severe bruises and internal injuries.

"It's the worst case in my experience," said Police Capt. Thomas Neville of Kenilworth, who made the first investigation.

Miss Levay was walking home early Monday after a movie when her assailants pulled her into a car, took her on a 10-mile ride of terror, raped her at knife-point and robbed her of \$4 and a \$50 wrist watch. Then they threw her out.

Miss Levay said one of the trio told her, "I was in jail for five years. I'm getting even with all you white girls."

A man who tried to stop the attackers from driving away with Miss Levay was told, "If you come any closer we'll cut her throat."

This man and another chased the attackers in a car but lost them.

After being released the girl wandered in a daze about a half mile to the door of Mrs. Paul Soltysik, where she collapsed.

27h(1) 1958

Score of youths arrested—

# Another girl raped in N.Y. violence wave

*27h(1)*  
NEW YORK, Jan. 29.—(P)—Another young girl was reported raped last night in a Brooklyn school as authorities strove to curb growing violence and disorders around several school premises.

A few hours before the latest rape case, two other Brooklyn girl students were slashed with knives when they rebuffed the demands of drunken Negro teenagers. More than a score of youths have been arrested.

The new outrage came as the foreman of a special Grand Jury investigating crime in Brooklyn public schools suggested that parents have their children boycott schools where crime prevails.

Foreman A. George Golden made the suggestion at a jury session yesterday. About the same time, unknown to the jury, there were other repercussions—a school principal plunged to his death from the roof of his home.

GEORGE GOLDFARB, 55, principal of violence-ridden John Marshall Junior High School in Brooklyn, committed suicide, the district attorney's office ruled.

Last night's sex assault was the second recently on 13-year-old girl students. The latest victim was attacked on a basement stairway of Public School 20 at about 8:20 p.m.

A patrolman, who heard her screams, seized the alleged attacker, Pete White, 16, a student at Boys High School, also in Brooklyn. He was charged with rape.

The girl had been leaving her school's community center when attacked.

EIGHT DAYS AGO, another 13-year-old white girl was raped by an unidentified boy in the basement of John Marshall Junior High, where attacks on patrolmen and an athletic director also have occurred.

The girl is white, and the rapist described as a Negro.

NEW YORK

yesterday morning.

When Jansen was told about this, he said the Board of Education "would certainly have approved his request."

LAST WEEK a 13-year-old white girl at John Marshall reported she had been raped in the school basement by an unidentified Negro boy.

The rape resulted in Goldfarb's appearance before the grand jury. He was due to appear again yesterday.

*27h(1)*  
Last Thursday Patrolman Thomas Fleming, on duty outside the school, was punched by one of six youths he ordered not to loiter around the building. And the school's recreation director was assaulted by a youth in the basement of the school.

The John Marshall student body is 45 per cent Negro and 10 per cent Puerto Rican.

THE GRAND JURY also heard testimony yesterday that teen-aged hoodlums forced an assistant principal to quit one Brooklyn school under fear of harm, while another youth gang took control of a Brooklyn elementary school and attacked a woman teacher.

Later, Dr. Joseph C. Noethen, an assistant superintendent of schools, said reports of a youth gang taking over a school were "not true."

"Some high school students got into the building and the police ejected them. No teacher was touched or assaulted and no damage was done," he said.

TWO TEEN-AGE white girls were stabbed in the back yesterday as they were changing trains on their way home from a Brooklyn parochial high school.

Sharon Gallagher, 15, and Katherine Guilfoyle, 17, were taken to a hospital with superficial wounds. They were later released.

Police held five Negro boys, 15 to 17, and three others for the attack. The boys, police said, had been drinking wine in the neighborhood and were "pretty high."

The Guilfoyle girl identified one 15-year-old as her attacker and police said he admitted the attack.

Last night a dozen patrolmen seized 21 boys on a street in the neighborhood.

POLICE SAID the boys had an assortment of weapons, including a hatchet, an eight-inch kitchen knife, wrenches and metal whips made from automobile aerials. One of the boys was a Negro.

Fifteen of the boys, ranging in age from 16 to 18, were charged with loitering. The

9488

6 under 16 were charged with juvenile delinquency.

The juvenile totting the hatchet and William Kehoe, 16, who allegedly carried the kitchen knife, were charged with violation of the Sullivan (anti-weapons) law.

Police said they did not believe the youths were members of an organized gang.

## Raped Girl's Constitution Principal Kills Himself

*27h(1)*  
NEW YORK, Jan. 28 (P)—The principal of Brooklyn's hoodlum-beset John Marshall Junior High School killed himself today as a grand jury awaited his latest testimony on violence in his school.

Principal George Goldfarb leaped to his death from the roof of his six-story apartment building. The district attorney's office labelled the death a suicide.

Goldfarb, 55, was called before the grand jury twice last week after a 13-year-old John Marshall white girl was raped in the school by an unidentified Negro teen-aged boy.

The Jan. 21 rape incident was followed two days later by an assault against the school's recreation director. Three Negro youths—none a student at the school—were arrested.

The violence put John Marshall and its 1,200 white, Negro and Puerto Rican students under the spotlight of a Brooklyn grand jury, already incensed by violence that has swept certain New York public schools.

John Marshall is one of nearly 900 city schools that handle a total of about a million pupils a day. Its student body is 45 per cent Negro, 10 per cent Puerto Rican and the rest white.

These percentages make it one of the most evenly integrated schools in the city. There is no official segregation in New York's school system. But predominantly one-race neighborhoods often force a kind of segregation in the schools that serve them.

The Brooklyn grand jury demanded some time ago that policemen be stationed in troublesome schools. The jury renewed

the recommendation after the rape of high school principals in the City Incident at John Marshall of New York.

In both cases, the Board of Education refused the suggestion. Goldfarb was a graduate of New York University and holder of a

Meanwhile, two Brooklyn girls master's degree. He taught commercial subjects in Madison High School when five Negro boys pushed him and jostled them as the girls' school until 1954. His wife works white students at Bishop McDonnell Roman Catholic High School, Lyn College.

were going down some subway stairs six blocks from the school. Goldfarb administered a school of 1,214 pupils of which 45 per cent is Negro and 10 per cent Puerto Rican. There are 595 boys and 619 girls.

A 13-year-old white girl was raped in the basement of the school after a youth described as a Negro forced her to accompany him at knifepoint.

### CASE UNSOLVED

The case has not been solved. Several boys were taken into custody for questioning but all subsequently were released.

In other school incidents since then, the school's recreation director was assaulted by a youth and another boy was arrested for refusing to leave the school yard on orders from a policeman.

The rape of the girl brought a renewed demand from a Brooklyn grand jury, which has been probing school crime, for stationing of officers at all city schools.

School authorities and police officials had rejected a similar demand made earlier by the grand jury.

## Associated Press Wirephoto LEAPS TO HIS DEATH George Goldfarb Raped Girl's School Head Dies In Fall

*27h(1)*  
NEW YORK, Jan. 28 (P)—The principal of Public School 210 in Brooklyn where a girl pupil was raped last week, fell or jumped to his death today when he was supposed to be testifying before a Kings County grand jury.

George Goldfarb, 55, plunged to his death from the roof of a six-story apartment building, his home, in Brooklyn.

He had appeared twice last week before a grand jury investigating conditions in Brooklyn schools and was due to appear again. His school had been the scene of other incidents requiring police attention.

### CALLED OUTSTANDING

Supt. of Schools William Jansen issued a statement calling Goldfarb one of the outstanding junior

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# Boy, 15, Is Arrested In Rape Of Girl, 4

County Police, FBI Nab  
Suspect At Reevesville

A 15-year-old Brooklyn youth was arrested at Reevesville yesterday in connection with the rape of a 4-year-old James Island girl. Both are Negro.

The arrest of Harold Louis Duggins was announced by Charleston County Police Director Marion J. Schwartz and Charles W. Brown, special agent in charge of the Savannah FBI office.

Duggins, who was believed to have fled to New York, has been sought since Sunday. In addition to the rape charge, he had been named in a federal warrant charging unlawful flight to avoid prosecution.

Brown said the federal charge was dismissed at a hearing yesterday afternoon by U. S. Commissioner Gaines W. Smith. He indicated the charge was no longer valid after it was learned Duggins had not left South Carolina.

He was picked up at the home of an aunt by Charleston County Detective Landon M. Louthian, Dorchester Deputy Sheriff Jack Robbins and two FBI agents.

Schwartz said police and FBI agents in New York also had been watching the youth's home after a widespread alert had been issued for the youth's arrest.

Louthian said the youth denied he raped the child. The alleged incident happened about 5:30 p.m. Saturday at the home of the youth's grandmother, with whom he had been staying about three weeks. The girl was treated about three hours later at Roper Hospital, where it was reported she had been raped.

The officer said the youth spent Saturday night with a cousin on Rogers Alley in Charleston and then fled by bus northward Sunday. Police took a youth fitting his description from a bus and returned him here Sunday afternoon from Greenville. He was released after it was found he wasn't the suspect.

Louthian quoted the youth as saying he is the eldest of six children. They and the parents live in Brooklyn. The youth also was quoted as saying he had been picked up, but not formally charged, in connection with the

# New York Police Hold Negro Suspect In Rape As Ax-Slaying, Rape Suspect Is Held For Court

SPRINGVILLE, N.Y.—Police Sunday arrested a 27-year-old Negro for questioning in connection with two ax murders and a rape of a white woman at Bonifay, Fla.

Frank Peterson was taken into custody at a nearby farm where he had been working the past few days. Springville is about 25 miles south of Buffalo.

State Police Sgt. Richard Walter said Peterson was picked up on information telephoned from Florida police.

At his arraignment, Peterson denied any knowledge of the crimes. He was ordered held in jail to await the arrival of Florida authorities.

Ira Gene Carnley, 26, and his 2-year-old daughter, Ernestine, were beaten fatally with an ax at their home in a rural area near Bonifay June 11.

His wife, 21, was beaten along with a son, Hershall, 6; and a daughter, Geraldine, 5.

Mrs. Carnley told Florida police that she awakened to find her husband dead. She said a Negro man raped and beat her and also beat the children when they tried to help her.

Peterson was charged with murder in a warrant issued at Bonifay Saturday. Florida road camp officials at Noma, Fla., near Bonifay, said Peterson was released from the camp the day before the slayings and rape. He served a two-year sentence for burglary.

Camp officials said Peterson had a record of 17 arrests and 15 convictions.

## Two Negroes held in rape of two high school girls

NEW YORK Oct. 8—(P)—Two 16-year-old Negro high school students have been arrested and charged with raping two girls—one 11, the other 12—in the Bronx.

Police arrested the boys, Harvey (Butch) Brown and Ronald Ruxlin yesterday outside a Bronx public school the girls attend. A third boy, unidentified, escaped.

The girls, both white, had told the police Monday that they and a 14-year-old girl companion had been approached by three youths at the same time and place Monday.

THE BOYS FORCED them to go to the roof of a nearby building, where the older girl escaped, they said. The girls said they were then raped by one of the boys.

They reported the attacks to their parents, who notified police.

## Youth Sought In Child Rape Still At Large

A Brooklyn, N.Y., youth, accused of raping a 4-year-old girl on James Island, remained at large yesterday.

Det. Lt. R. W. Knight said a warrant has been sworn out charging Louis Duggins, 16, with the offense. Both Duggins and the girl are Negroes.

Police said the assault was reported to police Saturday by the child's grandmother, resident of James Island with whom the child lived.

Through tracing the wanted youth's movements, police have learned he boarded a bus here and apparently headed for New York. A suspect taken off a bus at Greenville turned out to be the wrong youth. He was released.

"We intend to extradite him from New York if we have to," said Knight. "But first," he added, "we've got to find him."

Duggins had been visiting relatives here.

A 16-year-old Brooklyn youth, charged with raping a 4-year-old James Island girl, was held for General Sessions Court yesterday.

Harold Louis Duggins was lodged in Charleston County jail without bond pending grand jury action. Both Duggins and the girl are Negroes.

Duggins was arraigned before Magistrate R. O. Royal Jr. for the hearing. County Detective James S. Minor introduced a statement given to police by the youth as evidence.

Duggins, who was believed to have fled to New York, had been the object of a manhunt from Sunday until his arrest Tuesday night at Reevesville by county officers and the FBI.

He was picked up at the home of an aunt. The alleged incident happened on Saturday at the home of the youth's grandmother, with whom he had been staying about three weeks. The girl was treated at Roper Hospital.

Director Marion J. Schwartz of county police ordered an all-out search for the youth following a report of the incident. He said police and FBI agents also had been watching the youth's home in Brooklyn after the widespread alert had been issued for his arrest.

9482

# Boy Rapes Constitutional Girl, 13, in NY School

WED. 1-22-58

NEW YORK, Jan. 21 (AP) — A 15-year-old Negro boy raped a 13-year-old white girl in the basement of a Brooklyn junior high school today.

The girl, an eighth-grade student at John Marshall High School, was taken to a hospital in a state of shock.

Police seized a youth, believed to be a student also, shortly after the incident and held him at the hospital for possible identification of the girl when her condition permitted.

Police withheld their names because of their ages.

A spokesman of Education said the girl was sent by teacher to the cafeteria on the ground floor for a bottle of milk. She was accosted by the boy who forced her at knife-point to accompany him to the basement.

Assaulting her, the youth, the girl ran hysterically to the cafeteria where an employee took her to Principal George Goldfarb's office. Goldfarb called police and police cars responded and search of the area took the youth into custody.

**White girl raped  
at point by  
boy in school**

YORK, Jan. 22 (AP) — A 15-year-old girl was forced at point to the basement of Brooklyn junior high school yesterday, police said. The 13-year-old Negro boy, who had answered the white girl's description of her attacker, was arrested two hours later but was released last night, after questioning.

It was reported that the girl, a sight-conservation student at the John Marshall Junior High School, did not recognize the arrested youth as her assailant. The girl, an eighth-

grade student, has had two operations for cataracts in the past year and wears thick glasses. Police withheld her name.

THE GIRL had been asked by her teacher to go to the cafeteria in the basement and bring back a container of milk.

She told police that as she was returning from the cafeteria via an infrequently used staircase a boy put a knife to her throat without warning and made her go with him back to the basement.

After assaulting her, the boy fled and the girl ran crying into the cafeteria to report the attack. She was taken to Kings County Hospital and, after treatment, to a Brooklyn police station for questioning and a look at the suspect.

# Girl Raped in School While Classes Go On

13, on Errand for Teacher, She Is Seized by Boy on Staircase

By Sam Rubinstein

A thirteen-year-old girl, running an errand for her teacher, was stopped on the staircase of the cafeteria to report the attack. She was taken to Kings County Hospital and, after treatment, to a Brooklyn police station for questioning and a look at the suspect.

Several hours later, police arrested a fifteen-year-old student who they said answered the girl's description of a negro as her attacker.

The assault occurred at 12:40 p. m. The girl, an eighth-grade student in a sight-conservation class at the school, which also is known as P. S. 210, was asked by her teacher, Mrs. Persis Wademan, to go to the cafeteria in the basement and bring back a container of milk.

## Knife at Throat

She told police she was returning from the cafeteria on a staircase normally used only during lunch hour which already had ended. When she reached the first floor, police said, a boy put a knife to her throat without warning and made her accompany him back to the basement. He took her to an unused section, far from the cafeteria, and raped her there.

The boy ran away and the girl ran crying into the cafeteria to report the attack. In a state of shock, she was taken to Kings County Hospital. The principal of the school, George Goldfarb, called police. Within a few minutes, twenty detectives were searching the area along with several investigators from the office of Kings County District Attorney Edward S. Silver.

About 4:30 p. m. they found a boy answering the girl's description of her assailant a few blocks from the school, which is at Rochester Ave. and Park Place, near the Kingsborough Houses project on the western fringe of Brownsville.

After treatment at the hospital, the girl was taken to the Atlantic Ave., Brooklyn, police station for questioning.

# Boy Slugs Policeman

At Rape-Case School

2 Others Held for Hitting Teacher  
While Police, Principal Conferred

By Judith Crist

Three teen-age boys were arrested yesterday in two outbreaks of violence at the John Marshall Junior High School in Brooklyn where a thirteen-year-old girl said she was raped on Tuesday.

A seventeen-year-old boy was charged with felonious assault after attacking a patrolman in the school yard and less than a half hour later, while a detective and police inspector conferred with the school principal on the second floor. Boys fifteen and sixteen years old assaulted an adult recreation leader in the basement. None of the three is a pupil at the seventh-through-ninth-grade school at Rochester Ave. and Park Place on the fringe of the Brownsville section of Brooklyn.

While local police and school officials dealt with these fresh outbreaks of violence and continued their investigation of the alleged rape for which a fifteen-year-old is under arrest as a juvenile delinquent, the Board of Education yesterday reiterated its opposition, "as a matter of policy," to a Kings County grand jury demand that schools be patrolled by police. It said:

"The Board of Education was advised today that a police officer was present inside P. S. 210, Brooklyn (another designation for the junior high school), on the day an alleged assault was committed. The officer was there in connection with his official duties and in cooperation with the principal.

"This incident proved conclusively that the proposed policy of widespread use of police in schools would prevent all criminal activity in and about school property. The Board of Education reiterates its previously expressed opposition as a matter

of policy to the assignment of police to all school buildings. The assignment of police to specific schools as needed has been the practice for some time.

"What the grand jury suggests by way of an experimental program, therefore, has already been done with the helpful cooperation of the Police Commissioner. All those in charge of schools know that they can procure police assistance at any time and for such periods as needed upon request. The Board of Education has advised the Superintendent of Schools to continue to expand the current program of close liaison with police authorities as the needs are indicated."

## "Waiting for Girl Friend"

Commissioner Arm said that patrolmen assigned to "fixed" posts outside schools—he declined to specify how many are so assigned—enter them "on occasions" to check with officials. Yesterday, at 3:05 p. m., Patrolman Thomas Fleming was on the "fixed" post outside the junior high to which Patrolman Renna is also assigned when he noticed six teen-age boys loitering in the school yard. Since it is a violation for non-students to enter a school yard, he approached, found they were not students and ordered them to leave.

The boys, the patrolman reported later, gave him "some lip" and a scuffle ensued. Someone in the school apparently observed it and notified police. Meanwhile five of the six youths did leave but the sixth insisted "I'm waiting for my girl friend."

## Swings at Patrolman

Ordering him to "Get out of here," Patrolman Fleming grabbed the youth who then took a swing at the patrolman. The two were struggling as radio cars and two dozen police arrived. Taken to the Atlantic Ave. station, the youth identified himself as Henry Washington, seventeen, of 853 Putnam Ave. He was booked for felonious assault and will appear in Adolescent Court today.

The second outbreak came, according to the miscreants, as an aftermath of the first.

At 3:30 p. m., as Detective Paul Code, of the Atlantic Ave. precinct, and Inspector Michael Sabatino, in charge of detectives in Brooklyn East, were

conferring with the principal, George Goldfarb, in his second-floor office, the school's recreation director burst into the office. "Two boys—not pupils—just attacked me. They're down in the basement," he said.

#### "Known Troublemaker"

Detective Code ran downstairs with the director, Arthur Goddard, forty-sev'n, of 424 Grand Ave. The two boys, arrested on his identification, were Jaems Smith, sixteen, of 912 Jefferson Ave., charged with raping a 13-year-old girl in a Brooklyn school brought a new name was withheld because of fifteen-year-old held as a demand from a Kings County his age. Police said he had been juvenile delinquent. The young-grand jury that schools be pa- er boy, Mr. Goddard said, a trolled by police. "known troublemaker" attend- But Superintendent of Schools had been told not to come to a statement in which he said the junior high. He attacked Mr. Goddard when he tried to lead him out of the basement. Smith "came to his rescue."

The fifteen-year-old told police he had come to the school because he had heard that his sister, a pupil there, had been "involved" in the earlier assault. Smith said he had simply come to the school out of curiosity because he heard "there had been trouble in the afternoon."

# Policeman in School When Girl Was Raped

## 27 Nov 1957 Jansen Replies to Grand Jury's Demand Based on New Assault

Atlantic Ave., Brooklyn, station, questioned 100 students.

The suspect was charged with juvenile delinquency. His name was withheld because of his age. Police said he had been in trouble in 1956.

The grand jury first recommended on Nov. 26, 1957, that a policeman be placed in each of the city's 918 public schools, but school and police officials rejected the idea.

Judge Leibowitz told the jury following its second demand: "If action is not forthcoming fast, we will be compelled to resort to higher authority both in the city and the state."

The Judge said, but did not amplify:

... "Evidently from the attitude expressed by the Superintendent of Schools, he just refused to do anything about this. You know what to do from here on in."

In court, Edward S. Silver, Kings County District Attorney, concurred with the grand jury's demand.

Mr. Silver suggested that as start thirty Brooklyn schools should be patrolled by police. He said: "The schools don't belong to the Superintendent of Schools. They belong to the people of the State of New York."

Mr. Jansen said that "actually there was a policeman in that building" at the time of the attack.

He added:

"As deplorable as this situation is, it does not appear that the presence of a policeman in a school can prevent a thing like that."

Police officials were not immediately available for comment, but it was learned that the Police Department has been keeping a close watch on a number of schools since November and that is why a patrolman happened to be at that particular school Tuesday.

The attack occurred at 11:40 a. m. at the John Marshall Junior High School, Rochester Ave. and Park Place, Brooklyn. Police said the girl was raped at knife point in the school's basement by a ninth-grade student while she was on an errand for her teacher.

#### 100 Students Questioned

The alleged assailant was questioned and released Tuesday. He was arrested after police, under Lt. John Diefenbach, chief of detectives at the

9481

*anton man  
d on rape,  
glory rap*

N. N.C. — Allen G. was held Thursday in Superior Court following preliminary hearing. Mayor Robert I. Powell charged with attempted rape, one injury and assault.

According to Miss Thelma Moore, attendant of aged Mrs. Coley, in whose alleged acts reported place, said the man, 30 p.m. and asked Miss Eileen Robertson told she was not at

return about 9 a.m. Moore said, forced with an Army bayonet under threat of bodily force her to an upstairs room.

It was reported that Dr. D. Simmons, Mrs. Coley's son, came to the about that time, heard screams for help from police.

*Invested  
in server  
rape charge*

— Allen G., 22-year-old Negro charged with first degree rape and bodily assault.

According to a statement by Moore, 23-year-old attended Mrs. Lilly Coley home the acts are already taken place. White at 3 p.m. and asked to Miss Robertson and said that she was not at At 5 p.m. he returned his way in.

He was armed with an Army bayonet, Miss Moore, and of bodily injury, an upstairs bed.

Simmons, brother-in-law, Coley, came to and, upon hearing help, called the police.

Mayor Wilson said he did not know what disposition was made of the case. However, he added, it was his understanding the

White was given a preliminary hearing before Mayor Robert I. Powell. He is being held for the January term of Sampson Superior Court.

*Negro Man  
Rape Suspect  
Is Facing  
Rape Count*

Rape charges were filed against a 42-year-old Negro here early Sunday morning after a woman told police she had been dragged from an alley and assaulted.

Ruth Person, Negro, 36, 15 W. Johnson St., signed a warrant charging Phillip Bass, 116 Parham Alley, with the assault.

The Person woman said the attack occurred after she and Bass left an apartment at 120 W. Johnson St. They were walking through an alley near the apartment, when he grabbed her, dragged her about 30 feet, and then raped her, she said.

Two women, who were in an apartment nearby, told police they heard some screams, but did not investigate.

The Person woman received some abrasions during the alleged attack, police said.

Bass was placed in Wake County Jail without the privilege of bond following his arrest.

Officers J. L. Stoudenmire and E. S. Hilliard made the arrest.

*Racial Tension Eased  
In Carolina Incident*

MONROE, N.C. (AP) — Mayor Fred Wilson said Monday racial tensions here "seem cooled off now" after two Negro boys allegedly ~~raped a white girl~~.

The mayor said the incident Nov. 1, aroused several irate white parents. The boys, Hannover Thompson, 9, and Fuzzy Simpson, 8, were charged with "molesting a white female" in an incident involving a young girl.

Mayor Wilson said he did not know what disposition was made of the case. However, he added, it was his understanding the

boys had been sent to some detention school.

Judge J. Hampton Price, whose court handles Monroe County's juvenile cases, was not available for comment. A clerk in his office said the judge had instructed her that such cases were not for public record and not to give out any information.

*Man Freed After*

*Raping Negro;  
Rapes White Girl*

Raleigh, N.C. (AP) — Matthew Philip Bass, 47 year old janitor freed by a grand jury after allegedly assaulting a Negro woman March 2, faced charges of raping and critically wounding her last week.

Bass was given a speedy hearing in city court where he was bound over to Wake Superior Court without bond. He was accused of raping Mrs. Sara Keels Mahler, an office worker in the Occidental Life Insurance building where he worked.

Police said Bass admitted slashing and raping Mrs. Mahler, who was working late in the building. The officer also quoted Bass as saying that after the attack, Mrs. Mahler told him she would have him hanged for what he had done and he (Bass) said "I told her then I had no choice but to kill her."

The accused man refused to be sworn in to testify, but he asked the court to appoint local Atty. Tom Ruffin to defend him. Ruffin refused saying "he couldn't feel like I do about it."

A Negro, Atty. Herman W. Taylor, will defend Bass. The case is expected to go to the county grand jury June 23.

The mayor said the incident Nov. 1, aroused several irate white parents. The boys, Hannover Thompson, 9, and Fuzzy Simpson, 8, were charged with "molesting a white female" in an incident involving a young girl.

Mayor Wilson said he did not know what disposition was made of the case. However, he added, it was his understanding the

boys had been sent to some detention school.

Judge J. Hampton Price, whose court handles Monroe County's juvenile cases, was not available for comment. A clerk in his office said the judge had instructed her that such cases were not for public record and not to give out any information.

Judge Doub cut Rhodes' testimony short and announced he had found probable cause in the case. No bond was allowed.

"Take him to Wake County Jail," Judge Doub ordered the officers, "and make sure he gets there."

Officers were reported to have

been present from the segregated courtroom when Bass was brought in.

However, one observer said the whole procedure happened so fast that most people did not realize what was taking place.

Bass, the father of six children, was apprehended in the Occidental building shortly after Mrs. Mahler stumbled from an elevator, bleeding profusely and calling for help.

Detective Sgts. J. R. Smith and E. W. Rhodes said the woman apparently escaped only because she played dead after she was raped and slashed.

Mrs. Mahler was cut viciously

about the head, neck and throat. A

small knife, with an inch and a

half blade, was found on Bass after his arrest.

*Capital Charge.*

The muscular Negro was faced with two charges. The first, was the capital offense of rape. The second, was assault with a deadly

weapon with intent to kill resulting in serious and permanent bodily injuries.

The hearing for Bass, who was

a janitor in the Occidental Life Insurance building where Mrs. Mahler worked, was unannounced and unscheduled.

He was lead quickly into the courtroom by two uniformed officers. The strapping six-foot Negro was seated separately from other prisoners.

He was lead quickly into the courtroom by two uniformed officers. The strapping six-foot Negro was seated separately from other

prisoners.

The brief testimony at the hearing was offered by Detective Sgt. E. W. Rhodes. Bass shook his head

when Judge Doub asked him if he wished to be sworn in so he might testify.

Sgt. Rhodes said Bass had admitted slashing and raping Mrs. Mahler as she was working late

Thursday afternoon in the Occidental building.

Sgt. Rhodes said Bass had admitted slashing and raping Mrs. Mahler as she was working late

Thursday afternoon in the Occidental building.

The officer also quoted Bass as

saying that following the attack,

Mrs. Mahler told him she would have him hanged for what he had done.

"I told her then I had no choice

*Janitor Gets Quick Hearing*

*Rape Victim's Condition Critical*

By TOM BYRD.

Accused rapist Matthew Phillip

Bass was given a speedy hearing in City Court Friday while the white mother he was accused of

raping lay in critical condition at

Rex Hospital.

Earlier, the condition of Mrs. Sara Keels Mahler had been de-

scribed as "barely fair." However,

Friday hospital sources said it

was critical.

The 35-year-old mother of three

children was reported to have

spent a "fair" day, after leaving

surgery at 6 a.m. Friday. She had

entered surgery at 11 p.m. Thurs-

day night.

Up to Friday afternoon, Mrs. Mahler had been given at least 10

pints of blood to replace that lost

through the multiple slashes she

had received in the attack.

Her alleged attacker, Bass, was

bound over to Wake Superior

Court without privilege of bond

after being given a hearing before

Judge Albert Doub.

*Capital Charge.*

The muscular Negro was faced

with two charges. The first, was

the capital offense of rape. The

second, was assault with a deadly

weapon with intent to kill result-

ing in serious and permanent bod-

ily injuries.

The hearing for Bass, who was

a janitor in the Occidental Life

Insurance building where Mrs. Mahler worked, was unannounced

and unscheduled.

*Bass' Record.*

On March 2, Bass was accused

of dragging a Negro woman into

an alley and raping her. The case

went to the Wake County grand

jury on March 17, as an assault

with intent to commit rape.

The grand jury failed to return

a true bill, however.

At the time of the Thursday aft-

noon assault, Bass was under a

suspended sentence for cutting a

white man here on Sept. 15, 1956.

According to records at the police

station, the victim of the ear-

lier assault was Frank Stokes, 23,

of Route 4, Zebulon. Stokes re-

ceived a 12-inch gash on his back

and two smaller gashes on his

shoulder at the hands of Bass.

For the slashing Bass was given

a six-month suspended sentence

on the condition he remain on

good behavior for two years.

Police records also show that

Bass served 12 months in 1945 for

non-support. The large, balding

Negro was born in Scotland Coun-

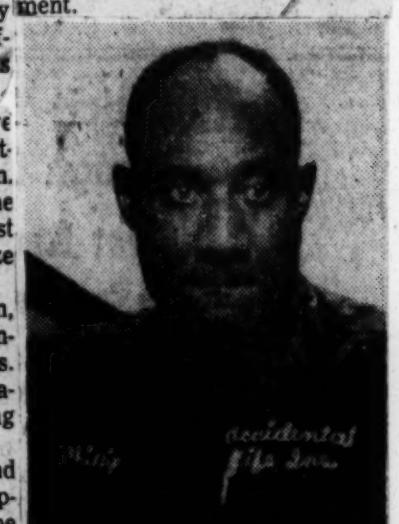
ty at Old Hundred, on Sept. 12,

1911, which would make him 47

rather than 42 as previously re-

ported.

Police were unable to say just how long he had lived in Raleigh. The officers also said Friday that Bass had not expressed any feelings about his current predicament.



MATHEW BASS

# Woman Stabbed, Raped In Office Building Here

Raleigh, N.C.

A strapping six-foot Negro janitor viciously stabbed and raped an attractive white woman in an office building here Thursday.

Policeman J. B. Farmer said Matthew Willis Bass, 41, was arrested and had admitted he stabbed and raped Mrs. Sarah Mahler, 35, mother of three children.

Police captured Bass at gun point, hiding in the building. Officers said the woman was dragged to an equipment room and raped there. A suggestive note was found in the janitor's pocket, police said.

Farmer said the Negro plunged a small knife blade into the woman about 25 times. The assault occurred on the fourth floor of the Occidental Life Insurance Building in Cameron Village.

The victim was rushed to Rex Hospital where doctors began administering aid. Hospital attaches said her condition was "just barely fair."

Officials of Occidental said Mrs. Mahler had been working with the company part-time for about a week. She formerly worked for International Business Machines Company here, and was doing consulting work on IBM's at Occidental.

## Working Late.

Occidental offices closed about 4:45 p.m., but Mrs. Mahler remained in the building to catch up on some work, it was reported.

Bass, father of six children, had been employed as a janitor at Occidental since February 20, 1956. His address was listed as 116 Grimes Alley.

Mrs. Mahler's husband, John C. Mahler, is a technical representative for a construction firm.

Her parents, Mr. and Mrs. C. H. Keels, live at McColl, S.C.

Dodge Geoghegan, public relations director for Occidental, got this account of the incident from Merdis Estes and George Hargrove, two other janitors.

It was about 5:15 when they saw Mrs. Mahler working at a desk on the building's fourth floor. Bass was working with the two other janitors at that time.

As they reached the first floor in their cleaning operations, Estes and Hargrove discovered that Bass was no longer with them.

It was about 5:45, and just as they decided to go looking for Bass, the automatic elevator opened on the first floor. Mrs. Mahler, with blood all over her, stumbled out, calling for help.

## Engineer Arrives.

Building Engineer Rich Godwin happened upon the scene moments after Mrs. Mahler was discovered. He gathered the woman in his arms, carried her to a company car, and one of the janitors, Estes, drove to Rex Hospital.

Godwin called police and notified the woman's husband from the hospital.

Godwin returned to the Occidental Building and joined police in a floor-by-floor search for the still-missing Bass.

"They had just about given up the search," Geoghegan said, "when Godwin remembered this place where air-conditioning ducts are located on the mezzanine. He led the police up there and they found Bass hiding there."

## Man Shot Down

### After Assault

PLYMOUTH—A 44-year-old Negro man, Louis Isaac Paling, was shot in the yard of his home near here about dawn Saturday, after he reportedly criminally assaulted another man's wife.

Charged with the killing is Joseph Lewis, 27-year-old Negro of the Pea Ridge section, who is being held in Washington County Jail without bond.

Lewis' wife was reported in critical condition. Doctors said she was cut on her throat and one arm and that she had been criminally assaulted.

Sheriff Paul Basnight said that Paling reportedly broke a back window of the Lewis home, entered and beat Mrs. Lewis severely. Her screams brought a Negro neighbor, William Webb, to the scene.

Paling was said to have cut Webb on a finger with a knife. Webb then drove to Cresswell, where Lewis was working, and reported the incident to him.

When Lewis returned to his home with a shotgun, Paling fled. Lewis then allegedly followed Paling and shot him as he went into his own yard.

9479

# Man Accused of Raping Coach's Wife Faces Trial

## Hoke Woman Charges Six With Raping Her

Winston-Salem, Feb. 26—High Point man accused of raping married woman turned to Forensic Hospital with a report.

He is sane and able to

trial. Psychiatrist at the State

at Goldsboro said

now, 27, Negro, is

or sent sane and perfect-

able of pleading to the

against him."

Accused of raping

Depot, 26, the wife of

College's assistant

coach. The alleged

occurred Dec. 13.

authorities said they

dicted Moore to a pro-

period of observation be-

wanted to be "absor-

" in his case.

Allen R. Gwyn of

, after a hearing in

Superior Court Jan. 14,

Moore to the State Hos-

mental examination.

Period of observation was

at not more than 30

ever, Judge Gwyn ex-

the time to Feb. 26 at

of hospital authori-

Ernie G. Shore said

placed in the county

being brought back

State Hospital by Dep-

Van Cannon.

Solicitor Harvey A.

not seen the report,

Moore's case on

for trial at a crimi-

beginning Monday.

Frank M. Armstrong of

will preside instead of

Gwyn. The two judges

assignments. Judge

assigned here until

RaeFORD—Mary Cummings, Negro, of Raeford Route 3, has charged six Negroes of the McCain area with rape.

She told officers that while she was walking from the After Hours Club, the six men took her into the woods and held her while each of the six raped her.

The charge was made Wednesday and warrants were signed for the arrests Wednesday afternoon.

Warrants were brought against James Harris, 20; Man Ross, 27; David Jones, 18. All three have been arrested and are in Hoke County jail. They were arrested Thursday about 2 a.m.

The other three charged have not been apprehended. They are Ben Junior Harris, Red Ross and Clarence Junior Harris.

Preliminary hearing is planned in Hoke Recorder's Court.

Both Ross and Jones deny seeing the woman on the night of the alleged attack, according to Deputies Dave Barrington and D. J. Jones.

James Harris admits only to seeing the woman at the club, the officers said. He is the only one of the group who has a police record.

The woman, about 22 or 23, is not married.

Deputy Barrington reported that he understood the woman was to see a doctor Thursday, but had not received a report about such a visit.

The 33850

P. 3

27h(1) 1958

TENNESSEE

9478

## Woman Assaulted By Young Negro

*37th (1)*  
Shelby Countian Attacked  
In Her Home

A young Shelby County mother told deputies she was criminally assaulted early yesterday by a slender, mustached Negro who entered her home through a broken window. Sheriff M. A. Hinds reported.

The 28-year-old woman said she was sleeping in a front bedroom with two small children lying beside her when awakened about 12:30 a.m.

A young Negro man about five feet, twisted his arm behind her and holding his hand over her mouth, shoved her into an adjoining bedroom.

She said while assaulting her, the Negro told her he knew she had no telephone and there was no man in the house.

The Negro, ~~then~~ and left through a bedroom window left open by one of her four children, she said. She told deputies he was wearing khaki work pants and a long-sleeved shirt.

"He told me if I called the police, he would be back and it would be too bad for me and the kids," she said.

A brother-in-law took the victim to St. Joseph Hospital, where a physician found evidence she had been molested. Sheriff Hinds said.

Sheriff's Deputies D. Claxton and A. Floyd said the woman was so hysterical, they found it difficult to obtain information from her.

Hampered by a shortage of manpower and a rash of crime, Sheriff Hinds was forced to call two theft squad men off a murder case to investigate the assault complaint.

## 'Spirited Away' For Safekeeping

### After Sex Charge

SPRING HILL, Tenn. (AP)—

A 20 year old Negro who was identified by a white woman as the man who attacked her is being held by police in an undisclosed place.

James O Hardison, charged with attempted rape was arrested following a "spirited away" for safekeeping, police said. An intensive manhunt spreading into three countries was begun last Wednesday after Mrs James Brewer, 32, reported that she was attacked on the back porch of her home.

The woman said she hit her would-be attacker with an iron and a clothes brush before he escaped. Hardison, when arrested, had a gash above the left eye, however, he denied attacking the woman and said he could not remember where he was the day of the assault.

27h(1) 1958

TEXAS

9477

# Asserts Convicted Negro Boy Did Not Assault White Girl

ANGLETON — Shocking testimony of Alfred Fritz, 18, given her charges of criminally assaulting a 17-year old white girl, the Negro boy never bothered about the girl's testimony, stating that he attacked her first and then the Negro boy attacked her. Fritz said the girl was not telling the truth and declared he never bothered the girl.

The same charges did not take the girl back home and put her out in front of her home. Hearings for Fritz got under way Monday and the all-white jury retired Friday eve- The assault case drew a lot of public opinion when Davis was convicted and given the death sentence in prison. While Fritz was a liberty under a \$30,000 bond although the girl had stated that Fritz was the first to attack her. Both of the boys were originally arrested together by the white boy's lawyer came in with a writ of habeas corpus to get him out on bond. Following the Negro's conviction to the electric chair by an all-white jury, the Brazoria County Grand Jury re-indicted Fritz.

Counsel for Davis appealed his case and are contending jury irregularities in the motion for a mistrial. Legal procedures require the judge to call the prisoner, his lawyer and the jury back into court, if the jury after retiring for deliberations ask the judge a question. It is reported that during deliberations, the jury wrote a note, asking if Davis was given a sentence of 99 years, would he be eligible for parole. Judge Hardy failed to call in counsel for Davis nor was the prisoner brought back and neither was the jury brought back into the courtroom.

Henry Doyle, lawyer for Davis, said Monday that the hearing on a motion for a new trial for his client will be heard next Tuesday.

In this South Texas town, it was asserted the Negro boy took the girl out of the truck and the girl voluntarily had relations with him. Fritz was asked if he had been to see

about the girl's testimony, stating that he attacked her first and then the Negro boy attacked her. Fritz said the girl was not telling the truth and declared he never bothered the girl.

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Prosecuting attorneys during the hearings for Fritz in Judge P. M. Gupton's 23rd Judicial District court were Brazoria County Dist Atty Sam Lee and Assistant Dist Atty Ben Woodall. Counsel for Fritz was Joe Fleming of Houston.

27h(1) 1958

# Policeman halts attack on girl, 14

By ROBERT CRAWLEY

RICHMOND

The timely arrival of a special policeman saved a 14-year-old girl from being criminally assaulted, according to testimony in Chesterfield County Circuit Court Friday.

Special Officer Leroy Bell told the court that he heard the girl's screams for help about 2 a.m., July 26, while he was on duty at Jones Lake near the girl testified.

Searching the area, Officer Bell said he found the girl lying on the ground behind a tent tussling with a man later identified as William Robinson, 21, of Chesterfield County.

THE GIRL said Robinson had picked her up bodily and carried her behind the tent where he tried to force his attentions on her.

Subsequent investigation by Officer Bell, Special Officer Bernard Hartfield and Chesterfield County police revealed that the girl had been criminally assaulted earlier in a sandpile, by another youth.

She identified James Felder, 21, of Petersburg, as her assailant.

Tried before Judge Olds, Robinson and Felder were found guilty. Robinson was convicted of attempted criminal assault and Felder of criminal assault.

Sentence in the cases was postponed pending a report from the probation department.

The court ordered the probation officer to complete the report and submit it by Nov. 20.

THE GIRL, a sixth grade pupil, said she left a dance at the beach and went to an outdoor rest room.

As she came out, Felder took her by the arm and dragged her to a truck parked nearby. Later he took her to a sandpile where he attacked her.

The girl said Felder said he would kill her if she screamed.

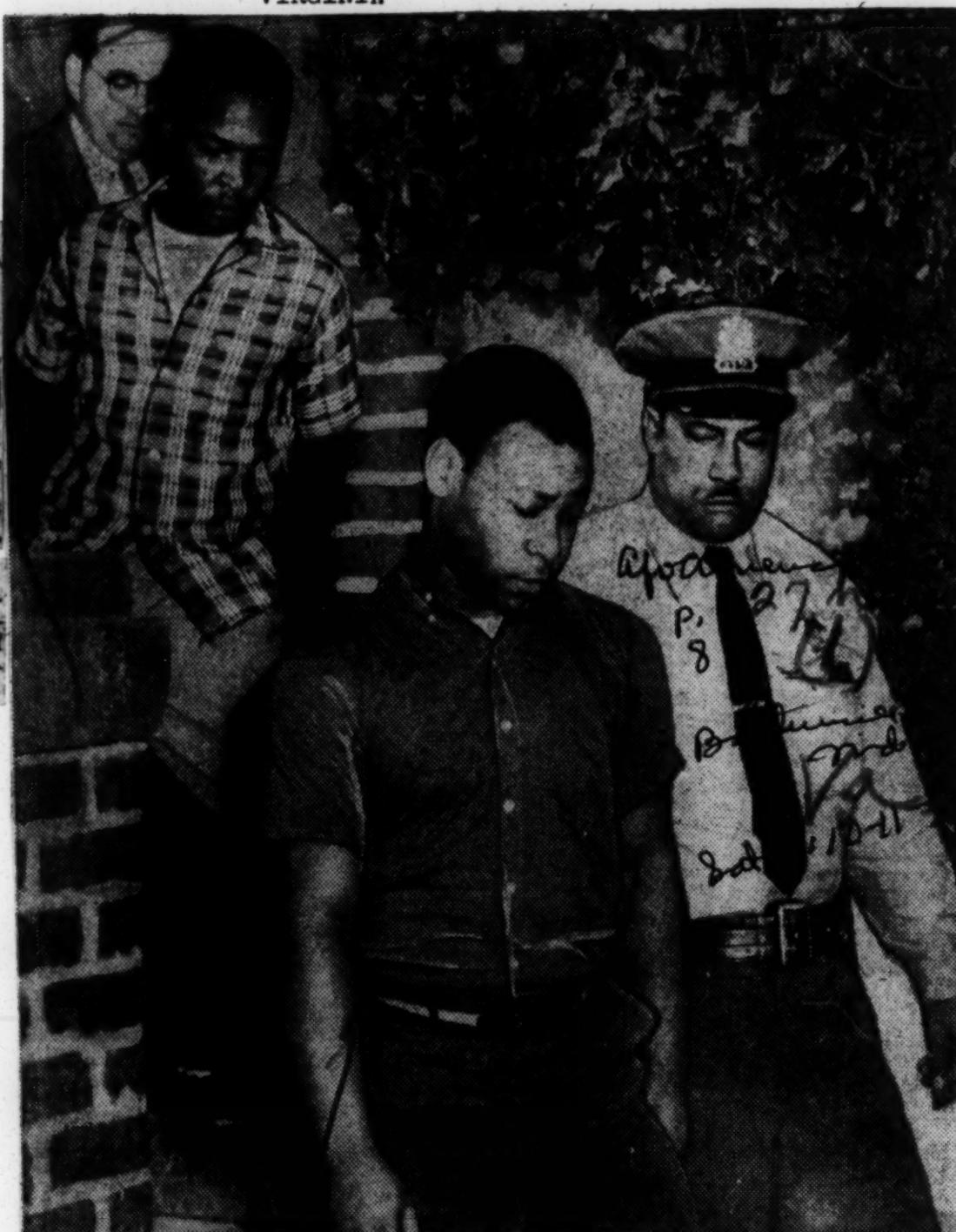
THE GIRL said she went back into the crowd and a few minutes later Robinson tried to get her to go into an empty tent at the summer resort.

She refused and he carried her behind the tent where he threw her down on the ground.

At this point, her screams attracted Special Officer Bell,

Raymond J. Valentine, Petersburg lawyer, who represented the defendants, asked for leniency and for a probation report on his clients.

VIRGINIA



**CONVICTED IN ATTACK**—William Robinson, right, and James Felder, leave Chesterfield County Circuit Court after being convicted of assaulting a 14-year-old girl on July 26. Escorting the youths is Special Officer Leroy

Bell who testified that he caught one of the youths trying to criminally assault the girl at Jones Lake. Robinson was found guilty of attempted criminal assault and Felder of criminal assault.

Bond Set At \$50,000

LEGAL PUNISHMENT FOR RAPE

9476

*Journals Guide*

# Man Held For Rape And

Norfolk, Va.

## Murder Of Girl. 11

Sat. 8-258  
PORTSMOUTH — The hearing for Bernard E. Melton, 22-year-old man charged with the rape and murder of Emma Jean Buckner, 11, is scheduled to be heard Tuesday in Municipal Court. R10

Melton's bond was set at \$50,000, after he was arrested in a downtown section of Portsmouth, Saturday afternoon. The preliminary hearing which was to have been held earlier this week before Judge W. H. W. Cassell, was continued until Tuesday.

27/AUG/11

AN OVERFLOWING crowd attended funeral services for the victim Tuesday afternoon, at St. James Church of God in Christ on Chestnut street.

So large was the crowd that many persons milled in the streets near the church where the services were held.

More than one thousand viewed the remains in the chapel at Reid's Funeral Home, where the body lay in state Saturday evening until funeral time, Tuesday.

THE GIRL'S body was found Saturday morning under a building at 601 Gosport road, near her home at No. 4 Wall street.

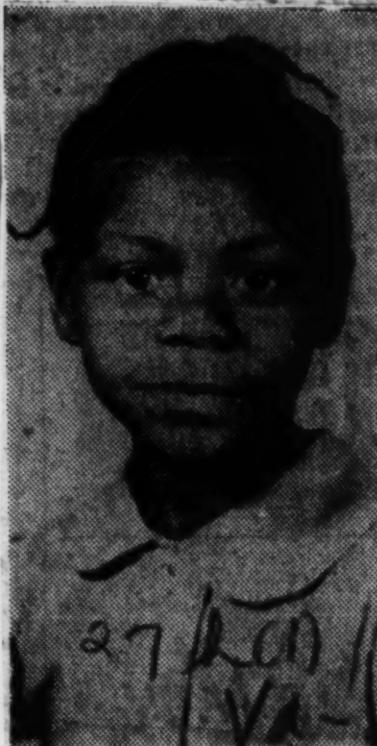
According to a member of the family, Emma was last seen alive Friday night, when she left home to go to a nearby store. Police estimated that she was killed some time during the night.

Dr. Elmo Jones, medical examiner, viewed the body and ordered it sent to the state crime laboratory in Norfolk for an autopsy.

THE GIRL was the daughter of Mr. and Mrs. Odie Buckner. She is also survived by a sister, Marie Buckner; and Richard Wray, grandfather.

Elder E. Dunlap officiated

during the funeral rites and burial was in Lincoln Memorial Cemetery.



EMMA JEAN BUCKNER  
Raped and Slain

9255

# MAN SOUGHT IN COUNTY RAPE CASE, GIRL, 16, ATTACKED AT PISTOL POINT

County officers are looking for a man who a 16-year-old Anniston girl has accused of raping her twice at gunpoint near Lincoln Tuesday night.

A warrant charging the man with rape has been issued, said Sheriff John Robinson.

The girl said the man raped her after offering her a \$100 bill, which she refused to accept.

Before attacking her in a car parked on a dirt road off Highway 78 near Lincoln the man forced three other persons including her girl friend to "take a walk," the girl said.

Later her attacker threatened her again if she did not submit to one of the other men, she said. She refused, started running and the man who had attacked her caught her several times and struck her with the gun he had threatened to kill her with, she said.

She got away and went to a house whose occupants apparently had been awakened by her scream, she said. The house residents called the sheriff.

The girl told officers the man had put a pistol to her head and said he would kill her if she did not submit.

**Probe Rape**  
*Pittsburgh Courier*  
**In Tuskegee**  
*Pittsburgh Pa.*

TUSKEGEE, Ala.—Two white men who allegedly raped a married woman at gunpoint have left town, according to reports.

One of the alleged rapists has been dismissed from his job as a radio announcer at a local station, the Courier learned.

According to a source close to the case, both the woman and her husband are ~~able~~ to discuss the matter with Negro citizens who are interested in seeing justice done.



JAMES A. KISSINGER  
... Charged with rape

## Ex-con held in Wahouma never rape attack

A young "odd jobs" man from Anniston was arrested yesterday connection with the Monday rape attack on a 19-year-old Wahouma housewife.

Homicide Det. R. A. MacMurdo identified the man as James A. Kissinger, 21, of Rt. 2, Box 305A, Anniston, who has a long criminal record and is serving time in Elmore Prison for armed robbery.

MacMurdo said Kissinger, who freely admitted the rape of the mother of a 5-month-old baby, was arrested yesterday at First-av and 6th-st. N. by Officers E. E. McMahon and R. R. Forman.

KISSINGER, according to MacMurdo, has been in Birmingham for the past several weeks doing odd jobs for a cousin who resides here.

MacMurdo said Kissinger, in a written confession, told how he stole a gun from his cousin early Monday and went to the young woman's home.

According to his statement,

Kissinger arrived at the home about 7:30 a.m. and gained entrance by forcing the screen door. He said the iron door was unlocked and standing open.

The victim, who was sitting in bed in the bedroom feeding her young baby, said she heard a noise but before she could answer the door, Kissinger appeared in the doorway demanding that she submit to sex relations.

THE VICTIM said Kissinger threatened to kill her and her baby if he couldn't have his way. "Then," she added, "he hit me on the head with his gun saying that the blow would prove he meant what he said."

The young woman suffered a severe laceration from the blow.

MacMurdo said Kissinger's cousin was not involved in the incident, and was most "cooperative in helping us find Kissinger."

## Young matron reports rape

A 19-year-old Wahouma mother of a 5-month-old baby told police she was criminally assaulted in her home early today by an attacker who held a small revolver to her head.

Homicide Detective R. A. MacMurdo said the attack occurred shortly after 8 a.m. after the intruder forced open the front screen door.

The victim told Officers R. E. McPherson and J. L. Jarvis she was sitting on her bed feeding her child when she heard someone enter the house.

She said before she could put the baby down and investigate, a young white man appeared in the bedroom door holding a revolver. She said he immediately approached her and demanded that she submit to sex relations.

"I'll kill you and the baby if you don't," the woman quoted her attacker as saying. She said he struck her in the head with the revolver.

The man said, "This will show

you I mean what I say."

The young mother was taken to a private physician for treatment of a scalp laceration. After an examination, the doctor verified that she had been criminally assaulted.

**Two women shoot at mysterious caller**

## Rapist sought by Sylacauga police after homes invaded

BY R. E. (Buster) HOGAN

News correspondent

SYLACAUGA, Ala., Aug. 25

—An alert is out today for a man suspected in the rape of a housewife here and in an attempted attack on another.

Talladega County Sheriff John W. Robinson said that two homes in this area definitely had been entered and that "we believe it's the same man."

A 28-year-old Sylacauga housewife was raped last Wednesday morning, Robinson said, and Saturday night a man sitting in the window of another woman's home was frightened away by her gunfire.

THE MAN WAS described by both women as about five feet, six inches tall, weighing around 135 pounds and about 20 years old. He has not been identified.

Sheriff Robinson said thus far there are no suspects.

In his most recent attack-attempt, about 9 p.m. Saturday, the young white man climbed in the window of the home of Mrs. Lowell Harville of Sylacauga Rt. 1.

Mrs. Harville told police later she was watching television with a pistol close by. Her husband was at work in Birmingham.

When she heard the noise, she said, she investigated and saw the man sitting in a window.

"HE WAS MUMBLING," she said, "and had white rags or gloves on his hands. He filled the whole window."

Mrs. Harville said she closed her eyes and fired point-blank.

"He fell back out of the window," she said, "and cried out, 'Next time.'"

Deputy Sheriff Bert McDonald said the attempt to enter Mrs. Harville's home was preceded by a phone call. Four more calls came after the man

## Sanity Test Set For Rape Suspect

MOBILE, Ala.—A mental examination was ordered Monday for a Negro man charged with raping a young white woman.

Circuit Judge Robert T. Ervin Jr., approved a defense motion for the sanity test of Willie Seals, 24, Pritchard. The court ordered Seals committed temporarily to Seaway State Hospital at Mount Vernon for examination.

Seals and Arthur Lott, 21, Mobile Negro, have been charged with rape, robbery and assault with intent to murder a 24-year-old divorcee early June 16.

Officers quoted the woman as saying two Negro men dragged her from a public telephone booth in Pritchard and beat, robbed and raped her. She had called for an automobile wrecker after her car skidded off a nearby road.

She was in a hospital for 10 days for treatment of injuries.

Officers said she picked Seals and Lott out of a police lineup last week and identified them as the men who attacked her.

White Colonel Admits Kissing Negro Girl, 15

*Pittsburgh Courier*

# There Is Integration in Alabama

*Pittsburgh Courier*  
MONTGOMERY, Ala.—What really happened in the house between the 59-year-old white man and the 15-year-old Negro girl might never be entirely known, but testimony brought out the fact that the retired Army officer definitely can be called a "kissin' colonel."

As things stand now not too many facts are altogether clear although the colonel, accused of "taking indecent liberties" with the girl, was held for the Circuit Court grand jury under \$1,000 bond.

*Sat. 8-30-38. Al*

INTERESTING, TOO, is the fact that the colonel, Grady L. Smith, had been the defendant recently in another case involving a Negro girl. The same judge, D. Eugene Loe, noted that Smith had been fined \$100 on June 14 for disorderly conduct on the complaint of the first girl.

Strange and conflicting testimony gave rise to speculation that both parties, the girl and the colonel, possibly haven't told all there is to tell.

#### **FOR EXAMPLE:**

Why did the girl say that Smith "made advances" on her and kissed her on several occasions?

Why did she then say, "I don't want to hurt the man. The man's been nice to me?"

Why did Smith, after admitting he "might have given her a friendly kiss, but not a kiss of passion," also admit he wrote a \$100 check payable to the girl and her mother?

The girl said she had been hired by Smith as a housekeeper early in June and lived at his house. She said she occupied a rear bedroom and her employer a front bedroom.

DETECTIVES J. D. TOWNES and D. D. Collins investigated the case after receiving complaints from neighbors, arresting Smith Aug. 14.

Mrs. L. W. Mosley, probation officer for juvenile court, testified that she went to Smith's house with detectives and the girl to get the girl's personal effects.

Part of the girl's clothing, she said, was found in the front bedroom occupied by Smith. The girl's toothbrush, she said, was in the bathroom in a rack alongside another toothbrush.

EVEN WHEN CONFRONTED with questions about the clothes in Smith's bedroom, the girl denied allegations in her written statement that Smith had sexual intercourse with her.

Asked why she made the allegations, she said she was "scared" and decided to tell the officers "what I thought they wanted me to say."

In a written statement signed by Smith, he denied the general allegations of misconduct.

**Kidnaps girl, 18, here—**

## Police seek man accused in rape

*22169*  
Police here are continuing a city-wide search of an unidentified young man who an attractive 18-year-old girl charges kidnapped and raped her Friday.

Investigating detectives said a boy or young man forced the girl to enter his car as she walked by noon downtown street and, upon driving her to a secluded spot on the city's outskirts, assaulted her.

They said the girl, who had recently come to Birmingham to seek employment, later required hospital treatment for injuries incurred in what they termed a "brutal attack."

The teen-ager told detectives she was walking back to her hotel about 2 p.m. after filing a job application when the young man walked past her and spoke to her.

*22169-58*  
SHE TOLD police that she did not answer and walked on. Near Second-av. S. and 23rd-st he appeared again this time driving a car.

After forcing her to enter the car, he drove to a deserted spot near a trash dump in either the Acipco or North Birmingham area, according to police.

There she was raped, they said.

*Birmingham*  
SHE TOLD police that she escaped from her attacker by jumping out of the vehicle as he turned from her to start the motor.

She said she ran some distance until she came to a house. She told her story to the occupants who phoned the police, detectives said.

Dets. C. L. Pierce and C. L. Stephens are in charge of the investigation.

27h(2) 1958

## 2 Teen Girls Assaulted; Foleyite Held

BAY MINETTE, Ala., Jan. 26 (AP)—A 25-year-old Foley, Ala., filling station attendant is in jail here on charges of assaulting two Robertsdale, Ala., teen-aged sisters early Saturday.

Baldwin County Sheriff Taylor Wilkins said two counts of rape have been filed against Freddie Harold Smith.

The sheriff said a doctor's examination revealed the two girls, one 14 and one 16, had been assaulted forcibly. He said Smyth's face bore scratch marks the girls claimed they inflicted while resisting his attacks.

Smith was arrested early Saturday near Foley as he attempted to escape into the woods soon after returning the two girls to their home.

Smith was arrested early Saturday near Foley.

Sheriff Wilkins said the two girls visited Baldwin County night club Friday night with their mother, a widow. The teen-agers and their mother met Smith and another man at the club and the five left the place early Saturday morning to return to the girls' home, the mother and her escort in one car and Smith and the girls following in another auto, the sheriff said.

The girls told the sheriff that Smith turned off the highway and drove to a wooded area near Elberta, Ala., where he assaulted the 14-year-old girl twice, and the 16-year-old once.

The teen-agers, both described as small for their ages, said Smith drove them back to their home after threatening them if they told of the assaults. They said Smith put them out of the car and drove away with the other man before they could tell their mother what had happened.

Deputies arrested Smith later in the woods on foot.

## Alabaman Charged in Rape of 2

BAY MINETTE, Ala., Jan. 26 (AP)

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dale, Ala., teen-aged sisters early Saturday.

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ABAMAN ARRESTED IN DOUBLE ASSAULT

Teenage Sisters Report At-

tack By Escort

BAY MINETTE, Ala., Jan. 26.

(UPI)—Authorities Sunday revealed they have arrested a 28-year-old man on charges of criminally assaulting two teenage sisters early Saturday morning while carrying them home from a night club.

Baldwin County Sheriff Taylor Wilkins said deputies arrested Freddy H. Smith, 28, of nearby Foley, Saturday after he allegedly assaulted the two sisters, aged 14 and 16.

Sheriff Wilkins said the two girls were at a night club with their widowed mother early Saturday morning. She was escorted by Dick Bane, Smith's employer. Smith was also present.

The sheriff said a doctor's examination revealed the two girls, one 14 and one 16, had been assaulted forcibly. He said Smith's face bore scratch marks the girls claimed they inflicted while re-

sisting his attacks.

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BAY MINETTE, Ala., Jan. 26.

## ALABAMA

Adams and Tom Ellison said. McAvoy was arrested early Sunday after an intensive search by state, county and city authorities.

The woman was with him when McAvoy was arrested in an automobile belonging to the woman's companion.

Deputies Calvin Holcombe and Jimmie Lloyd said the woman and her companion, C. B. Blocker of Center Point, left a night spot near Trussville shortly after midnight Saturday.

BLOCKER FOUND his car blocked by another auto, deputies said.

They told deputies a stranger, later identified as McAvoy, walked up and offered to help get their car out.

Blocker said he asked the stranger to back the auto out. McAvoy got in Blocker's auto, backed out and drove off with Blocker's date, deputies said.

THE WOMAN told the deputies McAvoy drove to a wooded area near Queenstown where the attack occurred.

She told deputies she tried several times to jump from the car but McAvoy pointed what she thought was a gun in his coat pocket.

Roadblocks had been set up on the Gadsden Highway at several county roads before McAvoy was arrested.

In Alabama since 1930," he added, in pointing out that the oath had been spelled out after the 1948 Dixiecrat revolt.

He said "Alabama is the only Southern state in which the voters are permitted to elect members of the State Democratic Executive Committee." And he added that "Alabama and Florida are the only ones which allow the voters to choose delegates to Democratic National Convention."

MAYHALL pointed out that when Alabama Republicans, who pick state candidates and presidential electors in convention rather than by vote of the people, choose a slate of presidential electors "they have no doubt as to how they will vote."

Judge Mayhill disagreed with the contention that Alabama's Democratic voters, rather than a group of state committee members, were responsible for keeping the 1948 Democratic presidential ticket (Truman and Barkley) from appearing on the ballot in this

state.

"But I do agree that a group pledged against Truman and the national Democratic ticket did," he said.

AS DEMOCRATIC chairman, Mayhill said "I would go along with a plan that would assure a rotation system among Winston, Blount and Cullman Counties" in election of state senators. He pointed out that Winston, with a small Democratic vote, "has been left out in recent years."

Questioning Judge Mayhill were Clark Stallworth, political writer for The Birmingham Post-Herald and this reporter. Charlie Davis, WABT-WAPI news editor, was moderator. These public information programs are sponsored by The Birmingham News and the two stations.

State Republican Chairman Claude O. Vardaman will be special guest on the program next Sunday—three days before the Alabama GOP Executive Committee meets in Birmingham.

Foley Man Held In Attack Of 2 Sisters

Examination Shows Girls, 14 And 16, Were Attacked

BAY MINETTE, Jan. 26 (AP)—A 28-year-old Foley filling station attendant is in jail here on charges of criminally assaulting two Robertsdale teen-aged sisters early Saturday.

Baldwin County Sheriff Taylor Wilkins said two counts have been filed against Freddie Harold Smith.

The sheriff said a doctor's examination revealed the two girls, one 14 and one 16, had been assaulted. He said Smith's face bore scratch marks the girls claimed they inflicted while resisting his attacks.

Smith was arrested early Saturday near Foley as he attempted to escape into the woods soon after returning the two girls to

their home, Sheriff Wilkins said.

The sheriff said the two girls visited a Baldwin County night club Friday night with their mother, a widow.

The teen-agers and their mother met Smith and another man at the club and the five left the place early Saturday to return to the girls' home, the mother and her escort in one car and Smith and the girls in another auto, the sheriff said.

The girls told the sheriff Smith turned off the highway and drove to a wooded area near Elberta, where he assaulted the 14-year-old girl twice, and the 16-year-old once.

Court Clears Rapist's Kin

PRICHARD, Ala., Jan. 20—Disorderly conduct charges against the mother and wife of a convicted rapist were dismissed today in Prichard Recorder's Court.

The charges against Mrs. Lula McCurley, 43, and Mrs. Maxine McCurley, 24, were dropped by Recorder Emmett L. West. The elder Mrs. McCurley is the mother, and the younger woman is the wife of Jimmy E. McCurley.

The 28-year-old McCurley was sentenced to a life term Dec. 20 on his plea of guilty to a charge of raping a young Prichard housewife in her home last November.

The two McCurley women were charged with going to the home of the victim and orally abusing her and her husband for identifying McCurley as one of the men involved.

Another man, Elmer Ray Brown, 29, also of Prichard, also pleaded guilty in the case and was given a life term.

9256

# Prisoner Charges Ex-Deputy Attempted To Rape Her

A young woman now confined to Speigner Prison has filed a civil rights damage suit against the sheriff of Etowah County and an ex-deputy, charging the ex-deputy with attempting to rape her, assault and battery and false arrest.

Attorneys for the woman, Miss Martha Portman, filed the complaint asking \$25,000 damages from Sheriff Jess Owens' and ex-Deputy Sheriff Robert Goode's bobsmen, in U. S. District Court here yesterday.

The woman, who has pleaded guilty on a charge of robbery from a person, and was sentenced to 10 years, claims that when Goode came to her mother's residence in Etowah County to arrest her on the charge on Sept. 2, 1953, he attempted to rape her.

The complaint claims that Goode had placed her under arrest when he attempted the rape.

Goode himself was indicted by a federal grand jury Aug. 30, 1956 on liquor conspiracy charges, and is no longer a deputy.

His trial on that charge was transferred to the Spring term of Federal Court here.

Sheriff Owens is named in the complaint because he was Goode's superior at the time and the complaint claims Owens appointed Goode to his post.

The woman's attorneys are M. B. Grace and J. M. Hawkins.

## California Woman Accuses Ala. Policeman Of Attack

PRICHARD, Ala. — A young woman who said she was raped by a Prichard white squad car policeman late last night was reluctant to permit the incident be reported to federal authorities for a possible civil rights violation investigation.

The 25-year old attractive alleged victim, visiting from California, told a community leader that she could not afford to have publicity attached to the occurrence because of continuing harassment.

She said she is married and was in the company of another man who was arrested for reckless driving and having no driver's license as a prelude to the policeman forcing her to have a sexual affair with him.

The young woman left Mobile, where she was the guest of relatives, last Wednesday after reporting the matter to the Prichard Police department and a representative of a local civic organization.

However, Negro residents here said the town has a notorious record of white men being involved in the debauchery of Negro women in the community.

While details were not given by the organization investigating the alleged rape, it is believed that the Department of Justice may be asked to look into the matter.

## Ala. Cop Raped Her. Woman Cries

PRICHARD, Ala. — A young, attractive Negro woman reiterated her story that a white policeman raped her in the back seat of a patrol car, even though the police chief has been quoted as saying that none of his men "would go with a N—r woman."

The woman provided a civic statement charging that she first was driven to a wooded area by an officer and turned over to another officer who followed them in another car.

Then this policeman drove her back to Prichard to a parking lot, where he "jumped on the back seat where I was riding and raped me," she stated.

She said the policeman placed his hands over her mouth and threatened to kill her if she did not "hush up."

She said the Prichard police chief told her she was telling a lie when she reported the matter to him.

Some Negro leaders in the community scoffed at the statement attributed to the police chief and said the town has a notorious record in similar cases.

## Foley Man Guilty Of Rape, Meted 40 Years

BAY MINETTE, Ala. — Freddie Harold Smith, 28, was convicted late Wednesday of rape and carnal knowledge and sentenced to 40 years in prison.

Smith was charged with raping a 16-year-old Summerville girl Jan. 25. He was also accused of carnal knowledge of the girl's 14-year-old sister.

After a circuit court jury convicted him on the rape charge, the Foley service station attendant changed his plea from innocent to guilty on the other count. Judge Hubert M. Hall sentenced him to 20 years in each case.

Testimony showed that the two sisters met Smith in a Robertsdale cafe the night of Jan. 24.

They testified they stopped at several taverns during the night.

The younger girl said she and her sister told Smith they wanted to go home but he told them he wanted to kill some time. She testified they were attacked after daylight the next day on a rural road near Elberta.

## Lauderdale Man Anniston man Jailed For Rape named in rape

Special to The Post-Herald  
TUSCUMBIA, April 7 — Leon Britnell, 30, a Lauderdale County resident, has been booked at Colbert County Jail here on a charge of raping a young Sheffield housewife.

He was arrested first in Sheffield on a public drunkenness warrant sworn out by the woman's husband last Thursday night. Later the husband swore out the felony warrant, and Britnell was transferred to the county jail.

He is accused of entering the woman's home while her husband was away at work and she was alone. She claimed he dragged her into a bedroom and raped her.

Britnell is being held without bond. A preliminary hearing may be scheduled next week.

TALLADEGA, Ala., May 21 — A warrant charging a 25-year-old Anniston resident with rape was issued here today after a 16-year-old Anniston girl told officers he assaulted her near Lincoln last night.

The girl was in Citizens Hospital here today after telling her story at County Jail to Sheriff John W. Robinson, Chief Deputy Pat Cooper and Circuit Sgt. W. W. Hollingsworth.

SHE SAID she went riding with a girl friend and three men last night after the group had gone out together to get some beer. She said one of the men drew a pistol, ordered the driver to stop the car on Highway 78 near Lincoln, forced the others in the group to leave and assaulted her.

She said she escaped as the attacker was summoning other members of the group back to the car and ran to a nearby house where she asked the residents to call the Talladega County sheriff's office.

27h(2) 1958

ALABAMA

9257

# White Boy Of 14 Is Held For Rape Of 5-Year-Old Girl Here

A white boy who gave his age as 14 has admitted raping a five-year-old girl in a barn near her home on Howard Street Monday afternoon, city police said.

City officers said the weeping boy confirmed the girl's statement to her family that he had attacked her. The child was taken to Citizens Hospital, where doctors confirmed that she had been sexually molested, said Officer Colvin Haynes.

The boy is now being held at the city jail, awaiting the action of juvenile authorities.

Officers were told that the two had been playing together at L. Denson, Mrs. B. Kirksey and Mrs. D. Curry, Union Spring.

Mrs. Collins, Head of the Drew Court Recreation Center gave very inspiring remarks to the group.

Visitors were introduced by G. A. Peasant, county agent.

Judges for the occasion were: Mrs. Cleo Walker, District Agent, Tuskegee Institute; Mrs. Mildred Maxwell, Home Economic Instructor, Talladega; and Mrs. Mary A. Brown, Principal Elementary School.

Miss Louise Denson was narrator for the review and Mrs. Barbara J. Player, pianist.

Pictures were made by Joseph

## Anniston man enters guilty plea in rape

A 21-year-old Anniston man today entered a plea of guilty to a charge of raping a young Birmingham housewife.

James Allen Kissinger of Rt. 1 Anniston, was sentenced to 20 years imprisonment on the charge.

Chief Deputy Al. Willard McCall said that the victim of the assault and her husband had requested that Kissinger should NOT be given a longer sentence.

In a preliminary hearing last Summer, the victim testified that she had just put her six-months-old baby to bed and was tidying up the house when Kissinger, who had been doing repair work in the other apartment of a duplex house, entered her apartment and assaulted her at gun point.

TESTIMONY revealed that Kissinger had been given the job as a workman being paroled from the penitentiary on a robbery charge.

He was charged with stealing a pistol from his uncle two days before the June 9 assault on the young housewife and, according to testimony, that was the weapon he carried when entering her apartment.

## Suspect, 24, Held In Attempted Assault On Girl

A 24-year-old man was arrested Saturday on a warrant charging him with an assault on a 16-year-old girl, police reported.

He was booked as James Wilson, 647 Virginia Ave., on charges of assault with intent to ravish, according to Commissioner Clyde C. Seller.

Detective Lewis King said the alleged attack took place at a

gravel pit on North Court street about 10:30 a.m. Saturday, according to the girl.

Wilson was arrested on a warrant signed by the girl's father, King said. He was being held in jail under \$500 bond.

King quoted the girl as saying she was walking to town when a car "with two boys in it" offered her a ride. She got in the car, she said, which stopped at the other boy's home where he left the car.

King said some of the girl's underclothing was found under the seat of the car in which the attack reportedly took place.

If convicted of the charge, King said, the man could be sentenced from two to 20 years in prison.

## 71-Year-Old Accused By Young Girl

ANDALUSIA, July 13 (UPI)—Covington County Sheriff Cliff Meredith reported today he was holding in county jail a 71-year-old Antioch farmer on charge of raping a 12-year-old girl.

Meredith said J. T. Owens, who also faces murder charges, allegedly molested the girl near his home June 28. The arrest was not reported at the request of the girl's parents until now, said Meredith.

He said the August term of the grand jury will consider the rape charges against Owens, who was charged last January by the jury with the pistol slaying of Leo Brown, 63, while the two drank at Owens' home during November, 1957.

He was released under \$4000 bond on the murder charge.

## Anniston man held for rape

County Judge Francis Thompson yesterday ordered an ex-convict from Anniston held over to the Grand Jury without bond on charges of raping a Woodlawn housewife.

The young mother testified that James Kissinger had forced her to submit to his advances at pistol point. Kissinger, she said, hit her with the gun and threatened the life of both her and her 6-month-old

Pet. H. A. Williams testified that Kissinger admitted the attack and also taking some money and a pistol from an uncle who had befriended him.

## Colonel Denies

## Assault Charge

MONTGOMERY, Aug. 20 (UPI)—A 59-year-old retired Air Force colonel was bound over to the grand jury today in Recorder's Court on charges of molesting a 15-year-old Negro girl.

At the same time, Judge D. Eugene Loe turned the girl over to Juvenile Court on charges she committed perjury during her testimony at the preliminary hearing this morning.

Lt. Col. Grady L. Smith pleaded not guilty to the charge and was released after posting \$1000 bond.

Loe termed the girl a "reluctant witness" after she refuted a signed statement in which police said she told of having sexual intercourse with Smith. This morning she told the court she made the original statement because she "was scared."

## 2 Elmore Youths Charged In Rape

WETUMPKA (AP)—Two teenaged boys have been charged with rape and released on \$2,000 bond, Circuit Solicitor Glen Curlee said Monday night.

The youths were identified as John Wendall Morgan and Richard Eller, both 17, of near Electric Mountain.

A preliminary hearing has been set Sept. 15 in Elmore County Court, Curlee added.

He said the pair was charged with raping a young white woman from the Claude Community in Elmore County. The man is married and works in Montgomery, the solicitor added. He said she reported the two boys offered her a ride in Montgomery last Saturday and that the alleged attack occurred just across the line in Elmore County.

27h(2) 1958

CALIFORNIA

9258

## Fourth Girl

## Overpowers

## Sex Slayer

SANTA ANA, Calif. (AP)

"I would make them kneel down. With the gun on them, I would tie this five-foot pieces of rope around their ankles. Then I would loop it around their neck. Then I would stand there and keep pulling until they quit struggling."

Finally, almost boastfully, a well-mannered, big-eared television representative thus confessed strangling three models and leaving their bodies in lonely southern California desert areas.

All of the victims were first raped, sheriff's officers said as they jailed Harvey M. Glatman,

Los Angeles, on suspicion of

murder Thursday.

He said he used the same piece of each cord and the same pistol in all assaults. The weapons were in his car when highway patrolmen found a fourth intended victim holding the gun on him after a desperate struggle in a car Monday night.

### FORMER CONVICT

The slender, sandy-haired ex-convict, who served prison terms in New York and Colorado for kidnapping and rape, confessed after two days' questioning and a lie-detector test, said chief investigator Joel Hays of the Orange County district attorneys office.

The victims died 15, 8 and 3 months ago in this order, as Hays quoted Glatman's confession:

Mrs. Judy Ann Dull, 19, West Hollywood, was assaulted in his apartment after a date to shoot pin-up pictures of her Aug. 1, 1957. He strangled her on the desert near Indio, about 20 miles east

of here, and buried her in a shallow, sandy grave.

Posing as "George Williams," a Pasadena plumber, Glatman dated Mrs. Shirley Ann Loy Brigstocke, a divorcee, of suburban Sun Valley, through a Los Angeles lonely hearts club last

March 8.

With the rope he ended her life south of Escondido after forcing her to disrobe and submit to him in his automobile. He didn't bury her because he walked her "almost a mile into the desert and I didn't think anyone would find her there."

FBI SPENT NIGHT

Last July 23 he called on Miss Ruth Rita Mercado, 24, through a modeling advertisement. He spent the night in the apartment, assaulting her repeatedly at gunpoint, then forced her to walk to his car.

"I didn't want to kill her," Glatman told officers. "She was the one I really liked. So I told her we were going out to a deserted spot where we wouldn't be bothered while I took more pictures. We drove out to the Escondido district. I tried and tried to figure out how to keep from killing her. But I couldn't come up with any answer, so I got out the rope and did it the same way I did the others. I piled some brush and debris on her body and left her there."

Officers said his fourth intended victim was Miss Lorraine Vigil, 28, Los Angeles, whom he dated Monday night, ostensibly for picture-taking in, he told her, his "studio." Instead, he sped about 35 miles south on the Santa Ana Freeway and parked. He produced a pistol, tied her hands and tried to assault her. They struggled. The pistol went off and the bullet grazed the inside of Miss Vigil's right leg. But she grabbed the weapon and was holding Glatman at bay when patrolmen happened by.

27h(2) 1958

COLORADO

9259

## KIDNAP VICTIM

# Ravished Body Of Girl Found

FORT COLLINS, Colo. (AP)—The ravished body of a kidnaped blonde stenographer was found Monday in a shallow grave on a lonely mountaintop.

Sheriff Ray Scherrer said the crime was admitted orally by Floyd J. Robertson 25, husky cement worker and father of three children. Robertson led officers to the grave of Marjorie Schneider, 18, former WaKeeney, Kan., resident. *9-9-58*

As a sheriff's posse brought the body into Fort Collins from the isolated spot 35 miles northwest of here, Dist. Atty. W. A. H. Mark Smith termed the killing "a sexual murder."

~~ED. FILE~~  
He said the girl's body was found under one of small logs. Her breasts were severed in a twisted pile on her head. Her clothing was found in a shallow hole about four feet from the body. Nearby was a blood-stained mattress and a raincoat.

Although Scherrer said Robertson had admitted firing three shots from a .22 caliber rifle into the girl, Smith told reporters that the exact cause of death had not been determined. Possemen who brought the body down the mountain said they saw no bullet wounds, but added they had not turned the body over. One report said Robertson told the sheriff he had shot her as she walked away from him.

Scherrer said Robertson finally broke and confessed to the killing after long questioning.

"I might as well tell you what happened," the sheriff quoted Robertson. Then he led officers to the rugged mountain site where possemen found the body.

Miss Schneider was kidnaped at gunpoint early Sunday morning while she sat with her boy friend and another couple at Horsetooth

Reservoir, five miles southwest of Fort Collins.

The sheriff said that the kidnaper first shot up the car and robbed the four young people before he dragged the screaming girl into his own car. Miss Schneider's companions ran two miles to telephone authorities, setting off northeastern Colorado's biggest ~~alarm~~ *alarm* in 20 years.

The girl's body was found in a secluded spot a mile up a mountainside from the Poudre River along the historic Overland Trail 35 miles northwest of Fort Collins. *9-9-58*

The kidnap car was located shortly before noon Monday near Robertson's home and he was arrested as he left his house. After hours of stubborn refusal, Robertson finally said: "I drove her around awhile, and she drove a little bit."

MARJORIE SCHNEIDER  
Body Found Near River



### KIDNAP SCENE

Scherrer said the girl may have been forced to walk up the mountain, 35 miles northwest of the kidnap scene. The sheriff said that it would have been difficult for anyone to carry the 112-pound girl up the rugged mountainside.

Scherrer, after quoting Robertson as saying, "I might as well tell you what happened," then told reporters that he would not divulge anything further than the arrested man said.

# Gentleman', 13, Confesses To Sex Slaying Of Girl, 6

EAST HAVEN, Conn. (AP)—A 13-year-old "gentleman" has admitted the savage sex slaying.

A few minutes after her mother had reported her missing.

Police swarmed into the neighborhood of modest homes and converted summer cottages to look for the girl. One officer told Bragdon to look for a little blonde girl in a red coat.

A few minutes later, the boy was back.

"I saw the little girl. I saw the little girl," he shouted.

Officers decided he hadn't had time to locate the body. They began to question him. They said he confessed after they pointed to a blood on his clothing.

A note of irony came from

Cathy's aunt, Mrs. Mary DeGregorio who said that only Sunday

her mother was saying how glad she was that they lived out here,

each other. He said he had nowhere it was so safe and wonderful,

instead of in the city, where there are so many cars and

dangerous."

Suddenly, officers quoted the boy, he impulsively picked up the rock and brought it down on her head several times, then raped her.

**POLICEMEN WEPT**

When found, Cathy's body was mutilated that veteran police men wept. She was almost nude.

Only a ripped red blouse was on her body. Skin tissue and hair under her fingernails showed her resistance.

Cathy and young Bragdon lived next door to one another. Her father, Arthur Palumbo, is a pipe fitter. Bragdon's stepfather,

John L. Niles, is a maintenance man.

"He is one of the nice boys in our system," said School Supt.

John Hays. "He was a gentleman and has never been in a discipline case."

**STATE INSTITUTION**

The boy probably will be sent to state institution for 30 days

for psychiatric, psychological and

medical study after a Juvenile

Court hearing.

Cathy's body was found shortly before dusk Sunday night only a

few minutes after her mother had

reported her missing.

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ted summer cottages to look for the girl. One officer told

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to state institution for 30 days

for psychiatric, psychological and

medical study after a Juvenile

Court hearing.

Cathy's body was found shortly

before dusk Sunday night only a

few minutes after her mother had

reported her missing.

Police swarmed into the neighbor-

hood of modest homes and conve-

ted summer cottages to look for the girl. One officer told

Bragdon to look for a little blonde

girl in a red coat.

A few minutes later, the boy was back.

"I saw the little girl. I saw the

little girl," he shouted.

Officers decided he hadn't had

time to locate the body. They be-

gan to question him. They said he

confessed after they pointed to

a blood on his clothing.

A note of irony came from

Cathy's aunt, Mrs. Mary DeGregorio who said that only Sunday

her mother was saying how glad

she was that they lived out here,

each other. He said he had nowhere it was so safe and wonderful,

instead of in the city, where there are so many cars and

dangerous."

Suddenly, officers quoted the boy, he impulsively picked up the rock and brought it down on her head several times, then raped her.

**POLICEMEN WEPT**

When found, Cathy's body was

mutilated that veteran police

men wept. She was almost nude.

Only a ripped red blouse was on

her body. Skin tissue and hair

under her fingernails showed her

resistance.

Cathy and young Bragdon lived

next door to one another. Her

father, Arthur Palumbo, is a pipe

fitter. Bragdon's stepfather,

John L. Niles, is a maintenance

man.

"He is one of the nice boys in our

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John Hays. "He was a gentleman and has never been in a discipline case."

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9261

# Rape Suspect Ruled Competent for Trial

*Post + Times Herald P/C*  
*Lat 18-58 Holtzoff AC*

John H. Raymond, described by his psychiatrists as "one of the sickest men" in the maximum security ward of St. Elizabeths Hospital, was found mentally competent yesterday to go on trial in District Court on a rape charge.

Judge Alexander Holtzoff ruled Raymond was competent after hearing testimony from his doctors, William G. Cusnard and J. T. Cody of St. Elizabeths, and from Raymond himself.

Both doctors first told the Judge that they thought Raymond was incompetent to stand trial. But their answers to specific questions convinced Holtzoff differently.

**Factual Question \***

After pointing out that the competency determination was a factual question for the judge and not a medical question for the doctors, Holtzoff said a man could be insane but still able to go to trial.

To be competent to be tried for a crime, a man must be able to understand the nature of the proceedings against him and to assist properly in his own defense.

Since it appeared that Raymond, who is suffering from schizophrenia according to medical reports, was able to do those things, Holtzoff ruled, there was no reason to deny him a speedy trial.

This is particularly true, the Judge noted, since the Court of Appeals recently reversed the conviction of Dallas O. Williams because of excessive time lags during mental hearings and prior trials.

Raymond told Holtzoff yesterday that he understood what rape was. Then he outlined his defense. Finally, he added that he originally had faked insanity.

## Defense Explained

The doctors agreed that Raymond apparently knew what rape was and Dr. Cusnard said Raymond had once explained his defense. But Dr. Cody said he was afraid Ray-

mond's apparent mental instability would crack if he went into a courtroom trial.

When Holtzoff asked Cody about Raymond's defense, the doctor said he had not discussed it with the patient for two or three months.

Holtzoff then wondered how the doctors could testify Raymond wasn't competent if they hadn't asked him about half of the competency test.

Raymond, 28, is charged with raping a 45-year-old woman in Oct. 1955. He has been in St. Elizabeths since Feb. 1956.

He was represented at the hearing by attorney John J. Dwyer. Assistant U. S. Attorney Oscar Altshuler represented the Government.

# Truckman Charged in Rape Case

*P. A 25*

Thomas J. David, a 29-year-old truckdriver of 3705 22d st. ne., was ordered held without bond yesterday on charges that he raped a woman whose car he commanded as she was parking it near her suburban Mt. Rainier home.

Police informed Municipal Court Judge Harry Walker who jailed the suspect pending grand jury action. That David was identified through a driver's license seized by the victim in her struggles.

Police said the complainant, a graying 56-year-old widow, told them she was parking her car near her home on Arundel rd. and had opened both door

to ascertain how close to the curbing she was.

The suspect, she said, jumped suddenly into the driver's seat, shoving her over to the other side and slapping her several times while he warned her against outcry.

He also warned her against looking at him, lest she memorize his features sufficiently to identify him later, she said.

The assailant drove her to the dead-end of the 400 block of 20th st. ne., she said, where the assault occurred. In the course of it, she managed to snatch from a pocket of his jack a leather folder which fell, unnoticed by him, to the floor of her car.

Following the attack, she said, he drove for some distance away from the scene before jumping out of the car and fleeing. In a semi-hysterical condition, she took over the wheel herself looking for a policeman. She encountered Pvt. George W. Thomas at Rhode Island and Eastern aves. ne., and turned over the evidence.

David, who lives with his 31-year-old wife at the 22d st. address, denied the charge and waived a preliminary hearing.

27h(2) 1958

FLORIDA

9262

## Victim Says "Negro Did It," But

# White Man Admits Florida Assault

wounded another in a desert attorney who conferred with Sheriff McCall.

Sheriff McCall was also in the news when he personally charged that children in a family claiming to be Indians were "colored" and could not attend white schools.

A white, 19-year-old, part-time movie worker, James Sadler, was accused of the assault of a young white Lake County housewife, according to State Atty. Gordon Oldham, Jr. Daniels was the only white man among 23 suspects questioned in the case and "is the first man to be charged."

UPON RECEIVING the report of the alleged assault in the Okahumpka area, men from the sheriff's department began a general round-up of colored youths. One of the youths picked up by the sheriff and held incommunicado for five days was Melvin Hawkins, Jr., 18, a relative of Virgil Hawkins who is plaintiff in a suit to enter the University of Florida law school.

According to a member of young Hawkins' family, the boy did not leave his house Dec. 18, the night the alleged rape took place. In addition, the woman who stated she had been attacked said she had never before seen the youth when asked to identify him as her assailant.

It started on Dec. 18 when a young housewife who lives at Okahumpka, five miles from here, reported that she had been attacked by "a young Negro" who slashed a screen to gain entry to her house while her husband was away on business.

REPORT WAS made to Sheriff Willis McCall, who became notorious during the Okahumpka, Fla., case in which colored youths were accused of raping a young housewife.

Driving two of the accused youths to a second trial, Sheriff McCall shot one prisoner fatally and severely

Following last Saturday's statement by the State Attorney, Sheriff McCall said that the young white laborer "has admitted the criminal assault in the Okahumpka area."

### On Girl, 14

## Boys Sought For Assault

A statewide alert was broadcast Thursday for four teenage boys who kidnapped and raped a 14-year-old high school girl Wednesday night.

The girl said the boys pulled their car up beside her as she walked to a roller skating rink in Hialeah and forced her inside the building.

They drove to an isolated spot north of here where they took turns assaulting her, she told police.

Then they drove back to town and let her out near her home.

A doctor confirmed that she had been attacked.

## 3 Charged With Rape

CRESTVIEW, Fla. (UPI) — Three youths were arraigned on rape charges Monday in an alleged attack on a 15-year-old Fort Walton Beach girl. A fourth youth was charged with assault with intent to rape.

County Judge Wilbur Osburn fixed bond at \$3,500 each and ordered the cases transferred to Okaloosa Circuit Court.

The three charged with rape were identified as James Sadler, 19, of the Niceville city manager; Sherman L. Burke, 21, also of Niceville; and Henry H. Harris III, 16, of Valparaiso.

William Melvin Cashdollar, also identified as Bill Moore, 18, of Crestview, was bound over under a charge of assault with intent to rape.

Sheriff Ray Wilson noted the girl as saying she and a 17-year-old girl were with the youths at Destin, Fla., Friday night. The officer quoted her as saying the youths took her into the woods and raped her.

## School Officials Sued for \$510,000 In Molesting Case

A 10-year-old girl, blaming school officials for her alleged molestation by a school building janitor, sued school superintendent Joe Hall and School Board members for \$510,000 damages Monday.

The suit was filed by the girl through her father, and his attorney, R. Regis Reasbeck, of West Hollywood.

It charges that Marvin A. Hurd "forcibly laid hands on her" while she was participating in a summer recreational program at Hialeah Elementary School June 16.

The suit says that although Hurd had been convicted of rape, his employment was "recommended" by Hall and he was "employed" by the board in violation of state law that says that "to be eligible for any school position a person shall be of good moral character."

In another school incident that moved the Grand Jury to chide the School Board for not installing a fingerprinting system last year, Salvatore DeStefano, a janitor, was acquitted of molesting charges in Hialeah Municipal Court Monday.

Judge Arthur Hawksworth found testimony of a nine-year-old girl uncorroborated. DeStefano's attorney, Harry Boeheme, brought out that the girl did not complain of the alleged molestation until a week later when she was being sent back to Sunday school and said she didn't want to go. She said the janitor molested her while she was at a Sunday school class the week before in the Meadowland School building.

## Four Indicted In Attack Charge

CRESTVIEW, Fla. (UPI) — Four youths were indicted Friday by the Okaloosa County Grand Jury in the alleged rape of a 15-year-old Fort Walton Beach girl April 25.

The jury ordered them held without bond, until their trials. The four had been free under \$3,500 bond each since they were arrested shortly after the girl reported she was raped near Destin, Fla., April 24.

Sheriff Ray Wilson identified them as James Sadler, 19, and Sherman L. Burke, 21, both of Niceville; Henry H. Harris III, 16, Valparaiso, and William M. Cashdollar, 18, Crestview.

Burke, Sadler and Harris were charged with rape, and Cashdollar with assault with intent to commit rape.

Deputy Harold Fesmire quoted the girl as saying she was assaulted after they stopped with her and a 17-year-old girl in a wooded area while returning from a beach party. The other girl was not harmed, Fesmire said.

FRANCISCO RODRIGUEZ legal redress chairman of the Florida State NAACP, was the

# Man Nabbed In Attack on Alachua Girl

Tues. 7-29-58

The Times-Union Bureau

GAINESVILLE, July 28—A 24-year-old Gainesville carpenter's apprentice has been charged with raping a 10-year-old High Springs girl early yesterday morning while forcing her 13 and 15-year-old brothers to lie face down on the floor. *P/16*

Charged with the crime is Donald Askew, father of three children. Sheriff Joe Crevasse said that Askew was a member of a trio who earlier had driven the girl's mother wide home after she refused to ride with her husband from a dance.

Askew is being held in Alachua County jail without bond.

According to the investigators, the incident occurred as follows:

The parents of the children had left them alone Saturday night while they went to a dance in Newberry, about 13 miles from High Springs. On the way home the woman, considering her husband too drunk to drive, got out of the car when he insisted on driving. Soon after, the husband was arrested for drunken driving after running into another car. The wife was picked up by Askew and two other men.

The three men took the mother home where they had some drinks together, and about 2 a.m. left for Gainesville in three cars to see about posting bond for her husband.

Askew, in a car by himself, returned soon afterwards and when the girl answered the door told her that her mother had sent him back to take care of them. She tried to refuse him entrance, but he forced his way in and after a few moments ordered the children upstairs where the crime occurred.

Askew was arrested by a state trooper after the description was sent out.

## Intruder attacks

co-eds; one raped

GAINESVILLE, Fla., July 16—(AP)—One University of Florida co-ed was raped and another tied and gagged by a white man who broke into their apartments in separate incidents early today. *Wed 7-16-58*

Police Chief W. D. Joiner said he was holding a man suspected

of being involved in both incidents.

The rape occurred about 2 a.m. after the intruder apparently entered the off-campus building through an open window or door. He surprised the 27-year-old co-ed in her bed.

He bound and gagged her with pieces of the bed sheet and stole \$7 from her wallet. Later she was able to work herself loose and made her way to a neighbor's home where she phoned police.

About 5 a.m. a man entered

the apartment of a 25-year-old

co-ed. He bound and gagged her

before stealing \$15 from her bill-

old.

This woman was not sexually

assaulted although the man did

attempt to attack her, but was

caught off. Joiner said.

9263

**Harmed Child Must Identify Suspect****Hold Drifter,  
Atlanta Ga.,  
In Assault On  
Retarded Girl**

A 42-year-old white "drifter" was arrested Tuesday night in connection with the criminal assault of an eight-year-old mentally retarded Negro girl in Lithonia, Ga.

DeKalb County police said Almond Leon Johnson, who has been living in a trailer for several months in Lithonia, was lodged in the county jail in Decatur on a charge of suspicion of rape.

Later Tuesday night, the youth underwent an operation at Grady Hospital for injuries she sustained in the alleged assault. Police said the young girl must identify her assailant in a lineup before he is ordered to stand trial, according to relatives and friends of the injured girl, relatives reported.

Johnson was arrested at his trailer home on Arabia Street by officers who reported finding blood on his clothing and on sheets covering a bunk in his trailer.

The assault allegedly occurred at about 6 p.m. Tuesday when the girl was enroute from a store to her home. She later told her aunt that Johnson called her into his trailer and assaulted her. She said she tried to get away but that he held her.

Following the brutal assault, Johnson was accused by the girl of giving her a dime. She said she went back to the store and bought balloons with the money.

The attack was first reported to the child's aunt who questioned her after seeing blood on her body and clothing. The woman said the child told her the sordid story. A neighbor called police.

Johnson lives near the school which is about two blocks from where the eight-year-old girl attended elementary school. She lived with her aunt and mother, several other persons in the area reported their children had been killed by the man but that they

**Blond, 42, charged  
in attack on girl**

*Atlanta Drifter*  
**ATLANTA (NNPA)** — A 42-year-old white man has been bound over to a DeKalb County Grand Jury on a charge of criminally assaulting a seven-year-old colored girl in his trailer home in Lithonia which is several miles from here.

Judge Homer George of the Justice of the Peace Court ordered Almond P. Johnson held without bond until the next grand jury session which is expected to be Sept. 2. The order came after Johnson waived preliminary hearing.

Johnson is accused of luring the mentally retarded girl into his trailer home on July 13 and assaulting her, police said. The alleged crime was discovered by the girl's relatives who said they noticed blood on her clothing.

**Matron, 60.****Attacked by  
Hitchhiker**

*Demorest Man Is Jailed on Rape Count*

*Constitution State News Service*

**ELIJAY** — A 29-year-old North

Carolina hitchhiker signed a confession Sunday to the criminal assault and beating of a 60-year-old Gilmer County woman, Gilmer Sheriff J. H. Hefner reported.

Hefner said Charles Curtis Mason of Andrews, S. C., identified himself as a released convict, was released under State Patrol escort to an undisclosed jail following the signing of the statement.

The attack was made in the family garage when the woman returned from a visit to her mother Thursday.

A neighbor heard screams and investigated. He called for help to get the victim to a Jasper hospital and gave a description of the hitchhiker he had seen acting strangely.

The hitchhiker, a white man, escaped and was arrested Saturday night in Atlanta for molesting a Negro woman, officers said. Brought here Sunday by Sheriff Hefner and State Trooper Roy

Kirby, Mason at first denied being in the area but later signed a confession and gave details of his hitchhiking tour since release from a Nashville, Tenn., prison camp July 24, Hefner said.

A number of persons picked him out of a lineup as having been in the area immediately before and after the crime, the sheriff said.

The victim was reported in critical condition, suffering several crushed bones of the head.

**DeKalb County  
Probing Attack  
On Lithonia Girl**

An eight-year-old girl, believed to be the victim of a brutal criminal assault in Lithonia, continued to improve in Grady Hospital Friday. Meanwhile, DeKalb County authorities reported they are continuing their investigation into the alleged attack.

Asst. Sol. Richard Bell of the DeKalb Superior Court said a 42-year-old white man, who has been arrested on a charge of statutory rape in connection with the youth's complaint, may get a preliminary hearing sometime next week. A definite date has not been set.

The young girl was allegedly assaulted near her home July 13. DeKalb police said they are holding Almond Leon Johnson in connection with the alleged attack.

The girl was brought to Grady Hospital after she reported to relatives what had happened to her when she went to a nearby store. She charges Johnson lured her into his trailer and assaulted her.

A DeKalb detective indicated Friday night he has evidence against Johnson, but he declined to relate what it was. The World learned earlier that police found a bloody sheet on a bunk in the man's trailer. The girl was bleeding when she returned home with balloons she purchased with a dime the man allegedly gave her.

The hitchhiker, a white man, escaped and was arrested Saturday night in Atlanta for molesting a Negro woman, officers said. Brought here Sunday by Sheriff Hefner and State Trooper Roy

# Two White Men Attack Woman At Bus Stop

27th (2) 98  
Two unidentified white men attacked a 36-year-old woman in the vicinity of Parkway Drive and Angier Avenue Friday morning but fled when her screams attracted a resident in the area, police were told.

The woman said she was at a trolley stop at about 6:30 a. m. when two men wearing tee-shirts and dark pants asked her if she knew where "North Decatur" was. She said before she could answer, one of the men grabbed her about the neck and tried to drag her down the street.

The woman said police officers D. W. Britt and E. J. Gossett, who threatened to kill her in Fulton Superior Court, if she screamed. She said she ignored the warning and screamed as loud as she could.

Judge H. E. Andrews imposed the sentence on Tyrone Robert Hughley, of Atlanta, after the jury found him guilty and recommended the prison sentence.

Elliott Calloway, 55, of 453 Parkway Drive, N. E., told police he heard the screams and approached the bus stop in time to see the two men rushing into a car. They sped away, he said.

The woman estimated the ages of her assailants as about 19 or 20. Set. 10-18-58

Calloway said he was in the rear of his home when he heard a woman scream for help. He said he dashed out of the house in the direction of the distress call and saw the two men "trying to drag the woman into their car which was parked nearby."

Mr. Calloway said when they saw him coming they fled to the car and drove away. They turned on Boulevard, he said.

## COURTHOUSE NEWS

### Youth Is Given 20 Years ~~Constitution~~ On Housewife's Complaint

27th (2) 98  
by RICHARD ASHWORTH

A youthful Negro was convicted Monday of raping a crippled white housewife and was given a prison sentence of 20 years

9264

# SEEK TO LINK RAPE SUSPECT TO 2 MURDERS

*Duty*  
Development Is Hinted

## Within 36 Hours

Picked squads of detectives were busy yesterday checking parts of a statement by Barry Cook, 21, suspected rapist, as Detective Chief Patrick Deeley hinted there may be developments today in the questioning of Cook in two major unsolved murders.

Cook, on Tuesday, failed to clear a secret lie test in the murder of Miss Margaret Gallagher, 50, slain July 22, 1956, as she sunned herself in a secluded area of the Bryn Mawr avenue beach.

### Second Test Inconclusive

The test as to the dismemberment slaying of Judith Mae Andersen, 15, last August, was termed inconclusive. Her body was found in two oil drums floating in Montrose harbor in the week after she disappeared near her west side home.

"The next 36 hours may see some developments," Deeley told one news reporter. To another, he said: "I'm not going to tell you anything now. The story will be given out tomorrow."

It was learned that, for some mysterious and unexplained reason, personnel at the police bureau of identification were instructed not to give out any information as to the reported police record of one person involved in the Cook case.

The records on the same person were removed from their customary place in the police bureau of statistics to prevent anyone from finding them.

Cook was shot and wounded seriously Feb. 26 when he attempted to escape detectives at 6335 Winthrop av. as they sought to arrest him in connection with a series of assaults, robberies, and attempted rapes on the north side and in North Shore suburbs.

### Has Memory Lapses

In the time he was held in the Bridewell hospital his physical condition at times prevented police from questioning him. At times he apparently lapsed into unconsciousness, or claimed a lack of memory.

It was after one of his assault victims, an Evanston woman, had identified him that police began to consider him a prime suspect in the Gallagher slaying, it was reported. The Evanston woman said her hands had been tied behind her back and that Cook had attempted to carry her away.

Miss Gallagher was dragged into a brushy area of the beach, just off Lake Shore drive, by a man who crept up stealthily behind her as she layed in the sun and read. Virtually all garments were torn off.

The Gallagher case was called the "spyglass murder" because a resident of a Marine dr. apartment building, scanning the lake front with binoculars from his apartment window, saw the actual attack and summoned police.

### Seek to Trace Steps

It was reported that Charles Cook, 6333 N. Hermitage av. father of Barry, now believes he made a mistake in assenting to the lie tests for his son.

Since Cook was a construction worker, police are trying to determine where he was working last Aug. 16, the night the Andersen girl vanished. They believe she must have been trussed up and held a captive before she was eventually slain and her corpse

## Negro youths given life in rape, mutilation

CHICAGO, May 27 (AP)—Two Negro teen-agers yesterday were sentenced to life in prison for raping and mutilating an 11-year-old Girl Scout.

Ronald Valentine, 17, and James Clay, 18, were convicted by Judge Charles S. Dougherty of criminal court. They admitted the attack but denied rape said had "southern accents,"

Police said the girl was beaten, stripped, raped and slashed with a knife in a South Side attack on a young colored girl.

The judge said he set the severe penalty because "nothing can be done to repair this little girl's injury."

Three 13-year-old boys, also Negroes, have been charged with assault to kill. The judge indicated they probably would not be tried but would be handed over to custody of juvenile authorities.

## Negro Girl Says 2 Chicago White Men Raped Her

CHICAGO (AP)—A Negro girl told police two white men grabbed her off a street Wednesday and held her prisoner for four hours during which they raped and abused her.

The girl is 19 and said she came to Chicago from Richmond, Va., two weeks ago to seek work.

She said the two men forced her into a red and white convertible. They drove a short distance, blindfolded her and led her up a flight of stairs to a room where the attacks occurred. Later, they blindfolded her and drove her several blocks before they released her.

## Had "Southern Accents"

# White Hoodlums, Kidnap, Rape Girl, 19, In Chicago

CHICAGO, Ill.—Two young white hoodlums whose victim

are being sought by police of

ficers here in a kidnap rape

attack on a young colored girl.

The girl, who recently arrived here from Richmond, Va., said the two men grabbed her off a street Wednesday and held her prisoner for four hours while raping and otherwise abusing her.

THE 19-YEAR-OLD girl has been in Chicago for two weeks and came here from her native Richmond to seek work.

She said the two men forced her into a red and white convertible as she waited for a street light to change.

THEY DROVE her a short distance, blindfolded her and led her up a flight of stairs to a room where the attacks occurred.

Later they again blindfolded her, she said, and drove her several blocks before they released her.

\* \* \*

THE GIRL, reportedly, told officers that the men had "southern accents" and that she heard hill-billy music when they took her into the room where they abused her. Chicago has certain sectors where southern white migrants have literally "taken over." These sectors are identifiable by the hill-billy music, pawnshops, etc.

It is believed that it was into this sector that the girl was taken.

27h(2) 1958

# Kentucky Airman's Rape Conviction Upset

Washington, Jan. 3 (AP)—The United States Court of Military Appeals Friday set aside the rape conviction of Airman Second Class James L. Ballard, Paris, Ky., on grounds that rulings by the court-martial law officer had the effect of aiding the prosecution.

Judge George W. Latimer, who spoke for the court, said the law officer repeatedly told the complaining witness that she need not answer questions of defense counsel if her answers would incriminate her.

The questions sought to impeach the character of the witness identified only as a female member of the U. S. Air Force.

"To warn and reward could only have been to induce her to exercise the privilege (against self-incrimination)," Latimer wrote.

## Says Witness Protected

The net result of the law officer's method of operation, Latimer said, "was that the complaining witness was so protected that she escaped having to answer questions touching on other sex offenses which had for their purpose a showing of her alleged unchaste character . . ."

Latimer also said the law officer altered three defense witnessess of their privilege against self-incrimination and commented:

"It seems axiomatic that the law officer was more concerned about the privileges of the witness than he was of the rights of the accused."

On the court-martial conviction, Ballard was given a bad-conduct discharge and a one-year sentence. The appeals court in setting this aside, said the Air Force may order a re-hearing for Ballard.

## 7 To Face Rape Trial At Pikeville

### Mass-Assault Case Due To Start Today

Pikeville, Ky., March 3 (AP)—Five young men and two juveniles are scheduled to go on trial before Circuit Judge F. Pierce Keece Tuesday on rape charges stemming from a mass attack on a Virginia woman and her younger sister.

A jury last November convicted an eighth defendant, Carl Ferrell, 22, Freeburn, and fixed his punishment at life imprisonment.

One of the victims of the assault, Mrs. Gladys Spurlock, 19, Home Creek, Va., identified Ferrell and Elmer Blankenship, who is still at large, as two of her attackers. She and her 15-year-old sister said they were attacked in their automobile, which had broken down near Freeburn last August 18.

Facing trial Tuesday are Philip Smith, Coleman; Harold Dotson, Thurman Dotson, and Frank Norman, all of Freeburn; Lawson Abshire, Phyllis, and the two juveniles. They are free on bond.

# Teacher Badly Beaten, Raped Near Cave Hill

A 32-year-old schoolteacher yesterday told police a harrowing tale of rape and brutality that left her in serious condition at St. Anthony Hospital.

Officers called by a person who heard her screaming arrived in time to see the woman stagger nearly nude and hysterical from a muddy field. Officers were trying to trace at the dead end of Highland a gray sport shirt found near Avenue, near Cave Hill Cemetery, the abandoned car. They theorized that the shirt was torn from But her attacker abandoned the attacker during the struggle his stolen car and escaped on foot.

### Describes Attacker

The woman was muddy and severely beaten. Her left jaw whom she said she never saw clearly, as 5 feet 3 inches to 5 feet 5 inches tall, with dark hair that had been combed into a "ducktail."

She told Detectives Wayne Reynolds and Hurley Thompson that the man, described as between 18 and 24, was hiding behind a parked car when she arrived at 3:30 a.m. in front of her home.

She said he approached as she was locking her car and started slapping her and beating her with his fists.

He then pulled her into a car parked nearby and drove about 30 minutes through the Highlands with the door of the car wired shut.

### Pulls Her Into Woods

In the 2200 block of Highland Avenue, where the street reaches a dead end at Cave Hill Cemetery, he pulled her from the car and into a wooded area. There, she said, the man tore off her clothing and attacked her sexually.

The woman's screams as she was taken from the car woke a resident of the neighborhood. He looked from a window, saw the struggle, and called police.

Detectives Reynolds and Thompson said they arrived just before the woman emerged from the woods.

The woman, who is unmarried, was taken to General Hospital and moved later to St. Anthony Hospital. Attendants said she suffered severe bruises on the face and legs in addition to the broken jaw.

Police traced the attacker's car, but found that it had been stolen about 11:30 p.m. Saturday from the 900 block of E. St. Catherine.

them, and was subdued with a night stick. An assault-and-battery charge by police was filed away after the fine was imposed for disorderly conduct.

Charles Rhea Shaw, II, 19, of 2530 Woodbourne, rape and burglary.

Robert Russell Hardy, 31, of 1257 Bardstown Road, rape and burglary.

Stephen A. Crimmins, 23, of 3715 Hanover Road, rape.

9265

## Rape Suspect Not In Court At Hearing

### Courier-Journal Bench Warrant Asked For Larry R. Sullivan

A Commonwealth motion for a bench warrant was made in Criminal Court yesterday for Larry Roy Sullivan, 25, of 1927 Frankfort, after he failed to appear for a hearing on charge of rape, attempted rape, and indecent and immoral practices.

Robert Haddad, attorney for Sullivan, a former part-time psychological tester for the City School Board, said Sullivan was in Buffalo, his home town.

Haddad said Sullivan would be here when his case is called November 5. Judge J. R. Curtis will rule on the motion at that time.

Sullivan, 25, of 1927 Frankfort, was arrested October 13 on a warrant sworn to by the father of a 11-year-old girl.

In a signed statement he gave to police, Sullivan denied he raped the child, but he admitted he molested her.

### Was Giving Child Test

The alleged offense took place at Virginia Avenue School, where Sullivan was giving the child an intelligence test.

In Judge Thomas J. Knight's court, four men indicted on rape charges Wednesday were released under \$500 bonds pending hearings November 20.

Assistant Commonwealth's Attorney Laurence E. Higgins, who heard testimony in the case at the grand-jury hearing, recommended the \$500 bonds.

The four are accused of raping a 31-year-old Highlands woman between August 31 and September 14. They are:

Samuel J. Stallings, Jr., 21, of 1822 Fleming Road, charged with rape, burglary, and detaining a woman against her will.

27h(2)

1958

## RAPE ATTEMPT CHARGES FILED

Salesman Also Faces Effort to Kill Count

A 23-year-old man was arrested Tuesday morning and booked with the attempted aggravated rape of a 16-year-old girl and attempted murder of a man who came to her aid.

*Raymond Berniard, 1413 Pauline, was arrested from 3842 Ulloa at 9:30 a. m. and booked at the Third District station. Juvenile bureau officers said he picked up the girl about 6:30 p. m. Monday on the pretense of taking her to see her employer on the Chef Menard highway.*

*She had arranged for two friends, Frank Paul, 114 Decatur, and Carl Mayo, 201 Werner, to follow Berniard's car because she was suspicious of the man,*

*The salesman pulled his car off the highway at "Dead Man's Turn" between the Chef and the Rigolets, she said. He made advances to her but she resisted and jumped from the car. When Paul and Mayo stopped their car behind the salesman's car and started running toward it. Paul said the salesman drove straight at him. He added he grabbed the door of the moving car but was knocked to the ground.*

Police said he was treated at Charity hospital for minor injuries.

## GIRL ATTACKED, YOUTH HUNTED

*Times-Picayune*

Victim Beaten by Prowler in Maternity Home

An 18-year-old girl was hospitalized early Saturday after an attack by a youth who broke into the Volunteers of America Maternity Home, 1432 Magazine.

The girl, who resides at the home, was taken to Charity hos-

pital with head, neck and leg injuries. She was released after treatment.

Police later in the day were looking for her attacker, described as a blond youth about 20 to 24 years old, wearing a khaki shirt and blue jeans and a cowboy-type belt decorated with steer horns.

Sixth District officers said the youth used a four-foot stepladder to scale a link fence and enter the home about 1:40 a. m. He escaped the same way, leaving the ladder and a pair of black women's pants apparently used to wipe off possible fingerprint traces, police said.

Officers said the girl surprised the youth in a hallway of the home, and he grabbed her and threatened her with a knife. He then grabbed a cast iron frying pan and hit her on the head three times.

## RAPE REPORTED IN BATON ROUGE

*Times-Picayune*

Second Incident Occurs in Four Days

*New Orleans*

BATON ROUGE (AP) — A 22-year-old woman told police a man raped her shortly before noon Thursday after forcing her to drive to a secluded area north of Baton Rouge.

This was the second rape in Baton Rouge in four days. A \$5,000 reward has been offered for capture of the Negro who raped a white woman Monday night at her home.

Police said the hysterical woman called them about 11:30 a. m. When they arrived at her home she told them she ran an advertisement in the newspaper seeking outside bookkeeping employment.

The man called Wednesday night to answer the ad and made an appointment to meet her at a service station on the Airline Highway.

He told her his account books were "out in the country" and they drove along a road north of Baton Rouge into a secluded area where he forced her to pull off the road.

Then, she said, the man pulled a gun and threatened to kill her unless she submitted.

After the attack, she said he forced her to drive back to the service station, stole \$25 from her and left the car. She drove home and called police.

## N.O. MAN SEIZED IN RAPE INQUIRY

*New Orleans*

Jefferson Heights Teen-Agers Alleged Victims

A New Orleans man is being held by the Jefferson parish sheriff's office in connection with the investigation of the rape of two Jefferson Heights teenagers earlier this month.

Sheriff's deputies said the man has admitted the attempted rape of an 18-year-old girl on June 11.

Being held in the Gretna jail is Johnny Attardo, 23, 1423 Marigny, who is booked with investigation of attempted rape.

A spokesman for the sheriff's office said that the alleged attempted rape occurred between noon and 2:30 p. m. June 11 in the home of the victim.

Officers were able to track down Attardo by a description and a name given them by the victim, who said she knew her attacker only "slightly" when he came to her home.

Attardo is being questioned about the rape of a 16-year-old girl on June 6 about 10 p. m. as she was returning home from a movie.

The girl said he attacker grabbed her from behind about half a block from her home, drove, he pointed a small caliber gun at her, she said. While this white man was being booked for this crime, two Negro men, accused of raping a white woman years ago were sweating it out in death-row in the State Penitentiary at Angola, waiting for an executioner to throw the switch which will "fry" them in the electric chair.

Both victims were examined by the Jefferson parish coroner's office, which found that one had been raped and the other had not.

LOUISIANA

## Father Of 3 Arrested For Rape

Sat. 7-7-58

BY EARL M. WRIGHT

Friday a white man was arrested and booked at the Third District Precinct Police Station with aggravated rape of an 18-year-old girl.

The accused man is Theodore B. Snider, 33, of 4415 Duplessis Street. The girl told the police that Snider forced her into his automobile at the point of a gun and drove to the lake front where he attacked her.

The girl said she had just left a Duplessis Street apartment where she had been babysitting and was waiting for her uncle to arrive and take her home. When Snider drove up



THEODORE SNIDER

This brings this writer to wonder if Snider, the white accused rapist, will ever undergo such anguished torture.

With Labat and Poret still fighting for their lives, it will be quite interesting to follow what will finally develop in the Snider case.

Too often has it been pointed out that the death chair at Angola seems to be "reserved" to kill Negro men accused of raping white women or of murdering white people.

9266

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MISSISSIPPI

9267

## Charge Yazoo Man Attacked Step-Daughter

YAZOO CITY, Miss. (Special)

— Ralph Jackson, a 35-year-old timber cutter is in the Yazoo County jail charged with the rape of his 13-year old step-daughter.

According to Griffis Norquist, county attorney, the attack occurred early last Sunday night following a family argument between Jackson and his wife.

He said Jackson had been drinking, and pretended he wanted to take the girl in the car alone to teach her to drive. Jackson knocked his wife down and hit the girl in the face before forcing her into the car.

The child told the county attorney that Jackson pulled the car off highway No. 8 near Crupp and beat her into submission. She told Norquist he threatened to kill her when she screamed and blew the car horn.

City police made the arrest later when Mrs. Jackson's three brothers reported the incident.

Jackson is being held without bond for action by the grand jury which will convene Monday, April 8.

The girl was examined by a woman physician who found her to be "definitely raped" and suffering from shock.

## Woman Tells Attack By Two Men

LAUREL, Miss. — Found dazed alongside a rural road near here at 3:30 a. m. Saturday, a 30 year old mother told officers she was physically assaulted by two men.

Sheriff Fred Walters said the woman was found by a group of men. She bore bruises on her face and body, as if from a

beating, he said.

The sheriff said a small sum of money was found beside the woman contained clothing and a Bill.

He said the woman came into town from Pascagoula Friday night. He said she was seen with three men in an all-night restaurant here at 4:30 a. m. Saturday.

The sheriff said the woman left the restaurant in an automobile with two of the men. He said they were total strangers to her, but that he has located a person who saw them leave the restaurant and will be able to identify at least one of them.

Sheriff Walters said the woman was hysterical when questioned, but told investigation officers that the two men beat her before committing the assault. She declared she fought them as long as possible, the sheriff said.

The woman is a former resident of this section, the sheriff said. He would not reveal her name. Her mother resides at a rural address several miles from Laurel, said the sheriff.

She was hospitalized here. Her condition is not listed as serious.

A full scale investigation has been launched and was continuing Saturday.

## Prisoner Found Hanging In Cell

Accord P. 13  
Faced Criminal Charges In  
Assault On Girl

YAZOO CITY, Miss., May 8.—(UP)—A prisoner awaiting trial on charges of criminal assault on his 12-year-old stepdaughter hanged himself in the Yazoo County jail Thursday.

The body of Ralph E. Jackson, 35, was hanging from a belt strung from the bars of his cell when his attorney and his father visited him Thursday afternoon, Yazoo County Sheriff James Moore said.

Jackson had been held in the jail since Easter Sunday, April 5, when he was arrested for beating and assaulting a daughter of his wife by a previous marriage.

Moore said at the time that Jackson lured the girl out of their home at night on the pre-

tense of teaching her how to drive, then assaulted her on a country road.

Jackson's court-appointed attorney, Tom Campbell Jr., had met with Circuit Judge M. M. McGowan only a few hours prior to Jackson's death to seek a mental examination for him. Campbell said Jackson had "not been rational" in the past several

days.

9268

# Ends Long Hunt For Black Man

**Used Stocking On Head To Look Like Negro Molester**

BENTON, Mo. (INS) — An 18-year-old Wellston (Mo.) youth was being held in the Scott county jail at Benton Saturday after confessing to authorities that he shot and killed a popular Charleston (Mo.) prep football star more than 13 months ago.

County Sheriff Thomas Dennis reported, however, that the suspect, Lynn Wayne Hester, denied in his signed statement that he criminally assaulted a teen-age girl friend of the murder victim.

John Malugen was shot to death Jan. 5, 1957, near Sikeston. His woman companion, Miss June Castleberry, was pulled from the couple's parked car, dragged across a cotton field and assaulted.

The pair was surprised by the killer while sitting in the automobile.

Hester said he threw the murder pistol into a ravine near Chaffee, 10 miles north of Benton. A large search party covered the area Saturday for the weapon.

Young Hester, charged with murder and rape in warrants issued by Scott county prosecuting attorney Weber Gilmore, was arrested at his home Thursday night after being implicated in the crime by a Chaffee youth.

The youth, now an inmate of Missouri training school for boys, told authorities he had accompanied Hester to a point near the scene of the crime and fled after hearing shots.

He said he and Hester had planned to "stick up" a filling station and wore nylon stocking masks "so people would think we were Negroes."

The young woman victim, now living in Memphis, Tenn., had told police she thought her assailant was a Negro.

"He talked like a Negro" appeared to be the strongest evidence that Miss June Castleberry had that the man who killed her companion and raped her was a

Negro.

She said she did not get a good look at the man. She did not see her assailant's face.

Two CALL reporters spent two days in Sikeston and Charleston investigating the disturbances which followed the slaying of Malugen and returned to the city with firm conviction that the man who committed the crimes in Southeast Missouri was not a Negro.

But Sikeston police and Missouri state troopers continued their search to capture a Negro for the crimes. Although the first suspect, Claude "Bootmouth" Lightsey, was proved innocent by the lie detector test, he was jailed on a minor gambling charge.

Another Negro suspect nabbed for questioning was a 27-year-old resident of St. Louis who had scratches on both sides of his face and who missed work the Monday following the incident. He, too, was proved innocent by the lie detector and later released.

**FOUR ARE ARRESTED IN ASSAULT ON GIRL**  
*Appeal P. 13*  
Victim Dragged From Car On Arkansas Road

POPLAR BLUFF, Mo., March 17. — (AP) — Criminal assault charges will be filed against four Arkansas men arrested early Monday in connection with the criminal assault of a 15-year-old girl, prosecutor John D. Henson said.

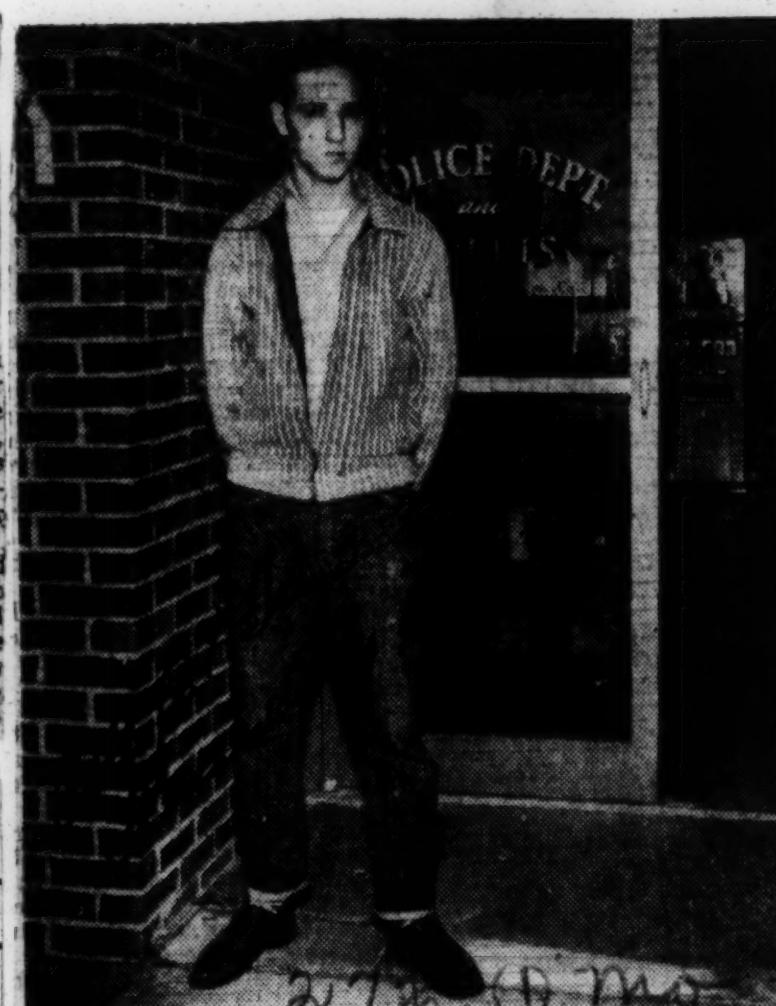
Henson identified them as Billy Joe Honeycutt, 22; William Thomas Honeycutt, 27; James Pitcher, 20, and Herman VanPool, 17, all of Delaplain, Ark.

Sheriff Lester Massingham of Butler County ~~said~~ *stated* that Pitcher and Billy Joe Honeycutt admitted the assault which occurred Saturday night near Nealyville, Mo.

The girl was assaulted after a car occupied by her, another girl and two boys was forced to the side of a road. She told officers she was forced to accompany four men in another car.

The four men also tried to take the victim's 15-year-old girl companion, the sheriff said, but were unsuccessful when she fought back and locked the door of the car from the inside.

The four men are being held without charge at Peach Orchard, Ark. They were seized by



**KILLER WHO POSED AS NEGRO.** — This 18-year-old boy of Sikeston, Mo., Lynn Wayne Hester, confessed Saturday that he wore a nylon stocking over his head to look like a Negro when he shot and killed an 18-year-old Wellston, Mo., youth, John Malugen, 13 months ago, when the youth was parked near Benton, Mo., with a girl friend. The girl, who alleged that she was raped by the killer, identified the murderer and her molester as a Negro, thus setting off one of the biggest man-hunts for a Negro man of her description in Southeastern Missouri. This Massingham and Arkansas authorities.

**Tiny mother claims blonds abused her**  
 *Afro-American P. 19*

*27-1-58*  
ST. LOUIS (NNPA) — A tiny just walking along the street mother of three children has when they grabbed me and charged she was grabbed or used me.

*7-19-58*  
Broadway by two blond labor. Two colored Park Patrolers on Saturday night forced men, Roy Stokes and William into their car and held captive Bradley, chanced upon the incident at 3:30 a.m. when they saw a parked car. Investigating, the patrolman reported while they criminally attacked them, they saw Ralph Mangrum, 46,

*110*  
The attractive, petite, 30-4009 Westminster with the woman who weighs man.

only 99 pounds, sobbed:

WHEN SHE saw the officers,

the woman screamed charging that Mangrum and Paul W. Reed, 26, 3225 Vista, had kidnapped her off the street and raped her.

Paul Reed, police got his name and address from Mangrum, was not in the car at the time, having been driven away shortly before by Mangrum. In later statements to police both men denied being intimate with the woman—with or without her consent.

**BUT PATROLMEN** Stokes and Bradley took the distraught woman to Homer Phillips Hospital where she was examined. Doctors confirmed that the woman had been sexually molested—and within an hour or one and one-half of the examination.

Mangrum was booked at the 11th Police District for investigation of rape and Reed was arrested at his home by detectives and booked on the same charge.

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NEW JERSEY

9270

## Nab Ex-Convict In Rape Case

Special to World-Telegram and Sun.

JERSEY CITY, Jan. 21.—A 23-year-old ex-convict wanted in connection with a knife-kidnaping Jan. 12 was arrested ~~late~~ today after two companions defied police guns in a vain attempt to free him.

Edward Ricketts, of 102 Manning Ave., the ~~object~~ of a state alarm, was caught by Patrolmen William McCarthy and Michael Pookon. He and ex-convict Oliver Neal, 23, of 145 Wayne St., had been charged with abducting two girls and their ~~past~~ <sup>present</sup> Guardsmen ~~companions~~, and with raping one of the girls. Neal was picked out of a police line-up hours after the attacks.

The cops were ~~out~~ to the air in a foot chase after Ricketts and three pals. They pulled Ricketts from under a truck and were taking him in when Harry Warner, 20, of 40 W. 136th St., and Frank Gibbons, 24, of 36 W. 136th St., both of New York, jumped them. The two cops grabbed all three and then collared William Rowland, 23, of 348 Lenox Ave., also New York. Ricketts' three pals were booked as disorderly persons.

27h(2) 1958

NEW YORK

9271

## ~~Man confesses rape-slavery of N.Y. girl~~

*Admitted 8/1  
At the same time a teachers' group blamed understaffed schools and lenient judges for a wave of rapes, killings and assaults that have swept some schools recently.*

*Wagner said he will pose the coddling question to Supt. of Schools William Jansen.*

**NEW YORK, Feb. 14—(AP)—**A 27-year-old hospital cook, on parole after a knife attack on his student crime, Wagner replied: "I would have to check to find out exactly where they've taken with a pretty teen-age girl in place and what were the causes."

Asked if integration of whites, Negroes and Puerto Ricans in public schools was a factor in the student crime, Wagner replied: "I would have to check to find out exactly where they've taken with a pretty teen-age girl in place and what were the causes."

Police said the cook, Pablo Vargas, admitted the slaying of grand jury to demand stricter policing of schools.

Manhattan home early yesterday after he and the girl had been left alone in the house together.

VARGES WAS ONE of several boarders taken in by the girl's mother, Mrs. Carmello Mojica, and held in \$10,000 bond for a hearing.

Vargas was quoted as saying he raped the girl, attacked her and cut her scalp with an unnamed instrument in a first-floor bathroom, then carried her body to the basement and burned it with matches.

The girl's body was found late yesterday, face down under a mattress in the basement of the three-story frame house in the Washington Heights section.

THE MOJICA girl's body was found by her brother, Richard, 11, when he returned home from school yesterday afternoon. He was attracted to the basement by the smell of smoke.

The girl was a student at the Bruce Dodge High School. She was an active church worker and choir member, and was well liked in the neighborhood.

## *New Violence*

## *Hits School*

## *In New York*

**NEW YORK, Jan. 29 (P)—**Mayor Robert F. Wagner sought today to determine if crime-beset schools are a result of coddling student troublemakers. A schoolgirl was killed last night, the second in

9272

## Man Admits Rape-Killing Of Teen-Ager Parolee Was Boarder At Home of Victim

New York, Feb. 14 (AP)—A 33-year-old hospital cook, on parole after a knife attack on his wife, admitted Friday he raped, mugged, and burned to death pretty teen-ager in whose home he was boarding.

Police said Pablo Vargas admitted the slaying of 16-year-old Lillian Mojica in her Manhattan home early Thursday after he and the girl had been left alone in the house together.

Vargas was one of several boarders taken in by the girl's mother, Mrs. Carmello Mojica, after the death of her husband last year.

### Found Under Mattress

The girl's body was found late yesterday, face down under a mattress in the basement of the three-story frame house in the Washington Heights section of upper Manhattan.

Vargas, separated from his wife since the knife attack on her, has two children of his own. The girl was a high-school student. She was an active church worker and choir member, and was well-liked in the neighborhood.

## ook Says He Raped, Slew Girl as Boarder At Hey Home

By Martin G. Berck

A thirty-three-year-old hospital cook admitted to police today the rape, slaying and murder of his landlady's sixteen-year-old daughter. Police quoted him as saying he assaulted and strangled the high school sophomore

and church-choir singer after spying her dressing in the first-floor bathroom of her Washington Heights home. Then he carried her body to the basement and set fire to her clothing, laying a mattress over the pyre in a clumsy attempt to camouflage the deed.

### Clew Found in House

The victim, Lillian Mojica, a slender blonde who sang soprano, was found Thursday afternoon by her fifteen-year-old brother, Richard, when he returned from school. Most of her clothing had burned off, and her body was charred. Fragments of cord clung to her wrists and neck.

A search of the three-story frame house at 663 W. 187th St., situated in a row of private homes between Broadway and Wadsworth Ave., turned up a blue flannel robe with bloodstains on it.

### Suspect Calm

Its owner was identified as Pablo Vargas, a tall, dark-haired assistant cook at the Jewish Memorial Hospital and one of four male boarders who shared the house with Lillian Richard, and their widowed mother, Anna, fifty, since their father, a bricklayer, died last June.

Vargas, at first insisting the blood came from the pimples that dot his swarthy face, reportedly astounded detectives by his calm manner as he sat through the night answering their questions at the Wadsworth Ave. station.

### Is on Parole

Hours later, detectives said he admitted killing the girl, shortly after her brother had left for classes at the Aviation Trades High School and her mother had departed for her attendant's job at Memorial Hospital. The girl was getting ready to go to the Grace H. Dodge Vocational High School in the Bronx.

Police said Vargas—who is estranged from his wife, Justine, thirty-two, and their three small children, and is on parole after attacking her with a knife—told them he considered himself to be a ladies' man. He had a fondness for elegant clothes. His room contained scores of pictures of himself. Detectives found more than a dozen toilet lotions, and his closet yielded

a dozen suits.

### Re-Enacts Crime

He told detectives he came to this country in 1950 from Puerto Rico, where he had been accused of the assault. The police said he had confessed to the attack in Calvary Cemetery

Ramondetta, who is a watch-

Yesterday afternoon Vargas man for the Department of Welfare was escorted back to the house fare in Manhattan, was arrested for a re-enactment of the incident. He related that he through the girl's identification pushed the girl against the bathtub in the bathroom, apparently cracking her skull. The police said that Ramondetta also confessed to a previous attack on a 7-year-old girl.

### Works Out Alibi

Police said that afterwards, he got dressed and went to the hospital—he had the day off—and tried to establish an alibi by saying he had been notified to report for work. But no one there went along with his story, and he left the institution, stopped at a bank, and went to visit his family's home on the Lower East Side. He took one of his children out to buy a pair of shoes, and then returned to the Mojica home, expressing amazement and interest in the police activities in progress there.

Only once, reportedly, did Vargas lose his composure during the time that followed. That was when his wife showed up at the police station. He wept.

### Minister Comforts Mother

An earlier caller at the station house was the Mojica family's minister, the Rev. Thomas E. Little, pastor of the Manor Community Church, 350 W. 26th St., who had been summoned to comfort Lillian's mother.

He called the victim "a willing and hard church worker" who had attended Sunday school regularly, and about four months ago, had joined the church choir.

### MAN, 45, HELD IN RAPE

*Lillian Accused in Attack*

*New York*  
A 45-year-old Brooklyn man was arrested yesterday on charges of raping a 10-year-old girl.

Victor Ramondetta of 81 Powers Street, married and the



# Remorse After Attacking Child Is Seen as Reason for Tragedy

*News Observer*  
LEAKSVILLE (UPI)—The remorse that a young Sunday school teacher felt after criminally assaulting a nine-year-old girl was believed to be the force that triggered a triple slaying here Wednesday.

David Edgar Alley, 27, a 27-year-old unemployed insurance man and active churchmember, killed Mary Jane, 13, and Frances Dalton, 7, and then turned his pistol on himself. He died about 12 hours after the shooting.

"We feel he probably attacked them and then, out of fear or remorse — something, killed them and then himself," Dr. Phillip DeWolfe, coroner said Thursday.

De Wolfe said his examination showed Mary Jane had been attacked, but her younger sister had apparently not been molested before the shooting.

Double funeral services for the girls, daughters of a tenant farmer, will be at 2 p.m. Friday at the Shiloh Primitive Baptist Church between here and Madison.

The girls had gone to Alley's home to call the Tri-Cities Hospital where their mother had just given birth to her seventh child. Hospital officials said the call was never made.

Instead, Mrs. Alley, returning home from a visit to neighbors, found the door locked. She forced her way into the four-room white frame house and found her husband lying on a bed with a bullet wound in his head. The two girls were lying dead on the floor near him.

Officers said Alley, who had been unemployed since January, had been depressed because of "back trouble," which had been bothering him for months.

They were unable to question him after the shooting and found no witnesses to establish a definite motive or give the details of the shooting.

27h(2) 1958

OHIO

9274

## Rape-Killing Described By Collegian

COLUMBUS, Ohio (UPI) — A part-time college student related without emotion Wednesday how he raped and killed a pretty young expectant mother in the midst of her baby wardrobe and ~~christmas packages~~ and then returned home across the street to read and study.

*David S. Smith 12-18-58*  
David S. Smith, 20, a tall, quiet night student of political science at Ohio State University, told authorities he had planned for two or three days to attack Mrs. Janice Ora Porter, 24, who was expecting her first child any day.

He said he went to the Porter home early Tuesday to look for his cat and returned about 9:30 a.m. while Mrs. Porter was in the basement ironing.

27h(2) 1958

SOUTH CAROLINA

9275

**Man Is Returned  
to Darlington  
Attempted Rape**

DARLINGTON, S.C., Jan. 6.—A Tennessee man was returned here from Georgia today after failing to appear last month to face charges of attempted rape.

Sheriff Grover Bryan brought Homer Mercy Williams, 21, from Savannah. He had been arrested there on drunk and disorderly charges. Williams waived extradition.

Williams, formerly of Bristol, Tenn., had been free under \$10,000 bond on charges of assault with intent to ravish and assault and battery of a high and aggravated nature. He failed to show up for trial last month. The trial has been rescheduled for the March court term.

The sheriff said Williams is accused of taking a 19-year-old girl from Florence to Darlington County against her will last Nov. 27. Williams was a student at a business college in Florence at the time.

27h(2) 1958

TENNESSEE

9276

## Girl Escapes From One Attack; Man Runs Her Down, Rapes 2nd Time

MEMPHIS—A 15-year-old Wood Stock Training school student, who volunteered to substitute for her mother on a house-cleaning job after school, reports she was raped last week by a white employer, who threatened to kill her if she did not keep quiet about the incident.

Arrested and held to the state on a charge of violating the age of consent was Julian Yancey, white, of 3745 Overton Crossing rd., who entered a plea of not guilty. *37-58*

According to the victim's mother, she had two housecleaning jobs scheduled for the same evening, and was already working on one when the man came to her home to transport her to his house to work. Her daughter said, "I'll go in mama's place, because it's too hard for her to make both jobs".

### DIDN'T LOOK RIGHT

Her daughter, she said, worked for the man, for whom she herself had already worked on three occasions for three evenings, and that nothing unusual occurred to indicate that the man was anything but a gentleman during that time.

Last week, she said, Yancey came to the house to get the girl, and had some other men in the car with him. She said that her son-in-law told her that the man "didn't look right", and appeared to be intoxicated.

The girl's mother said that her daughter was kept at the man's home much later than usual, and that when she did not show up after 8 p. m., when she was supposed to have come back at 7:30, she went to a neighbor's home and called Yancey.

### DAUGHTER TELLS

"He said, 'You must not be uneasy about her. I'll bring her home just as soon as my wife comes back,'" the student's mother said.

The distraught mother said that the student was carried to John Gaston hospital, where she was treated, and doctors confirmed that she had been attacked.

### INSTRUCTOR IS CHARGED

*27th P. 20*  
Student Claims Assault By  
Skating Tutor

A 20-year-old skating instructor was charged yesterday with criminally assaulting a 19-year-old girl whom he was teaching to skate at Rainbow Skating Rink.

Lawrence John Swanson of 2881 Lamar was named in a warrant sworn out by the girl's mother. The mother claimed her daughter was assaulted last Thursday in the teacher's office at the rink.

*27-56-5*  
The instructor was picked up by Vice Squad officers after the warrant was signed at the direction of Asst. Atty. Gen. Braxton Gandy. He was held for the Shelby County Grand Jury and his bond set at \$1,500 by Judge William Ingram. He pleaded not guilty.

### RUNS GIRL DOWN

The mother of the girl said that the child told her that during the incident the telephone rang, and that while the man answered it she managed to escape and was running down the driveway, when Yancey burst from the house, caught her, and drug her back into the house and continued his attack upon her.

Before driving the girl home, the mother said her daughter told her that the man made the child go into the bedroom and comb her hair and that he then drove her home. During the ride she said that the man told her daughter that if she divulged what had occurred at his home that he would kill her.

The mother said that she and some members of her family went to the home of the woman for whom she worked during the day, and told her of the incident and that the woman called the police who carried the girl back to the scene, but that Yancey had gone away. He was arrested later, and posted bond.

The student was carried to John Gaston hospital, where she was treated, and doctors confirmed that she had been attacked.

9279

**Ex-Convict**

# Girl Identifies White Rapist; Charges Reduced

*Informant p. 1 Sat 3-29-58*

HOUSTON — After having re-ment that lingered long after covered from the terrible or he had been transferred to his desk of assault, a 13-year old jail cell.

County and returned to the H. One of the secretaries said Sheriff Department that she felt "something should Tuesday to positively identify he done to him, or any other Carl Earl Whittaker, a 35-year man who molest children, re- white ex-convict, as the regardless of race."

man who had criminally assault Whittaker apparently was un-shaken by his unpopular status to commit the unnatural and strode off to his jail cell with the cocksure stride of a man who has been in trouble enough not to care; or a man penitentiary sentence, because walk away from his crime so far he has been charged free man.

only with "exposing" instead of rape and assault. A much lesser offense that carries a lighter penalty.

Whittaker, a tall ex-con, is now enjoying his freedom, because of a liberal minded parole board who cut short his scheduled 16-year stay in the pen. At one point during the interrogation, Whittaker's attitude aroused officers tempers.

While the victim was being questioned, the tiny, mild mannered school girl sat in another room with her mother, father and Lee Hardy, the man who rescued her.

The girl's father displayed strong feelings against Whittaker. "He should be hung," the father said. At one point he could only pound his fist in his open hand and shake his head miserably.

The child, who wore a pony tail that enhances a face bearing childish features, had not developed to the point of some years old and couldn't possibly be mistaken for older than her age. In fact, she appeared to be younger than 13 years old.

Whittaker didn't make any friends while being questioned and left a feeling of resent-

# Brother Alerts Neighbors Of Act

*Informant p. 20 Sat 3-29-58*

**EDITOR'S NOTE**

We used white to identify the man involved because neither of the dailies have carried the story.

A U S Postal employee, who has been carrying mail in the vicinity of 1818 Dennison street for three and a half years, was arrested Monday morning on a charge of statutory rape, on a 13-year-old girl.

Artos McDonald is allegedly tors at the hospital for three weeks. Her mother stated that her condition had been analyzed as extremely nervous.

According to the victim and neighbors, the postman gained entrance to the house, when he gave the girl a letter and asked for a drink of water. The girl, who told the reporter that she was in the back room cleaning up the house, said the postman came into the room and assaulted her.

He had reportedly previously sent her eight-year-old brother to the store to buy candy. The lad returned and told a neighbor next door what the man was doing to his sister. Other neighbors were alerted and they converged on the house. A neighbor across the street, called the child's mother, and also called the police. The postman, according to the lady, pleaded with her not to call the officers, because he

said, "I will lose my job."

When police officers arrived, McDonald was arrested and carried off to jail.

The victim was carried to the city hall for questioning and an examination, then carried back to her home.

An interview with the mother and neighbors revealed that the victim was sick and had been under the care of do-

ctor McDonald is allegedly tors at the hospital for three weeks. Her mother stated that her condition had been analyzed as extremely nervous.

A neighbor, who first saw her after the assault, said she was limp and was too frightened to talk. She said she looked as though she had a spasm. She was lying in a slumped position on the bed and could not raise her head up.

The postman admitted to homicide officers that he assaulted the girl.

At police headquarters, the Postal Inspector interrogated the postman for a long period of time, while the shy little girl sat in the homicide office with a neighbor. The last thing seen of the two by this reporter, the homicide officers were taking the postman up to jail, and a squad was taking the girl and her neighbor companion to their homes.

27h(2) 1958

VIRGINIA

9277

# Famed "Martinsville Seven" Case Recalled

Special to Journal and Guide

MARTINSVILLE, Va.—Thirteen white residents of Henry county were arrested last week by sheriff's deputies on a charge of having 'immoral' relations with a 14-year-old colored girl in the Mountain Valley section of Henry county. Among those involved in the alleged immoral acts are three juveniles.

27th (2) Va  
Martinsville is the city where seven colored men were charged with the rape of a white woman a few years ago. The case attracted international attention. After a prolonged trial and appeal to the Supreme Court in which a battery of lawyers were involved, all seven of the accused, including two or more teenagers, were executed.

• • •  
COMMONWEALTH'S Attorney Kenneth Covington said the group is charged with having relations with the girl and contributing to juvenile delinquency over a period of about a week.

He claimed that the preliminary hearing disclosed that the alleged acts were in no way forcibly performed. He wouldn't confirm or deny a report that the girl has been found to be two months pregnant.

• • •  
ONE MEMBER of the group was being held last week in the Henry county jail. The two other defendants were released on bond. The Commonwealth's Attorney said all defendants will be tried in Henry County Juvenile and Domestic Relations Court on June 18.

Members of the group were arrested following "rumors" that the girl had been engaged in immoral acts with the group of men.

Mr. Covington identified ten of the defendants as Rorrer, McDaniel, Woodrow Johnson, Pete Anderson, Otis Johnson, Bobby Lee Bates, Carleton Riddle, William Bates, Theodore Carter, George Huff and J. P. Wingfield.

## Woman, 20, Is Raped in <sup>Stay.</sup> Alexandria

P 4-30  
A 20-year-old woman was severely beaten and raped yesterday by an armed man who entered an Alexandria attorney's home where she was employed as a maid, police reported.

Wed. 6-4-58  
Police later questioned and released several suspects.

The woman was taken to Alexandria Hospital, where she was treated for head cuts suffered when her assailant hit her with a pistol.

Washington D.C.  
Police said the man, described as a Negro, entered the home in the old port section of the city through an open front door. The woman, who was hysterical, told police she tried to fight the man off but he clubbed her with a pistol.

Police said she finally escaped her attacker and ran to an upper floor, broke out a window and screamed. Passersby heard the screams and called police.

Police said the woman came to this country less than a year ago from Sweden. The wife of her employer was attending a political luncheon when the attack occurred, police said.

27h(2) 1958

WISCONSIN

9278

## Boy Admits Killing Girl, 14, After Attack

27h(2) C  
WISCONSIN RAPIDS, Wis.,

Nov. 2 (AP)—A bewildered 16-year-old boy walked into police headquarters last night and said he had raped a 14-year-old girl and then killed her after she threatened to tell on him.

Officers accompanied the boy to a farm home in Randolph and found the pajama-clad body of Bonnie Ratelle slumped in a rocking chair. She had been shot once between the eyes with a .22-caliber rifle.

District Attorney Morgan L. Midthun said the boy, a junior in Assumption High School here, signed a statement admitting he had attacked the girl and then shot her about five hours later.

Midthun said no formal charges would be filed pending a psychiatric examination. He said results of the examination would determine whether he would seek a first degree murder warrant against the boy.

Police said the boy, wearing blue jeans and a leather jacket, turned himself in about 40 minutes after the shooting.

Midthun said Bonnie and the boy were alone in the house, except for three of the girl's younger sisters. Bonnie's father, Wesley Ratelle, is in Riverview Hospital here recovering from surgery. Her mother was spending the night at the hospital with her husband.

Midthun said Bonnie's three sisters, Nancy, 10, Jane, 5, and Mary, 3, apparently did not hear the shot.

27 J 1958

# Movie Man Montgomery Advertiser Asks Mayor Montgomery, Ala., For Safety July 22, 1958 Elmore Theater Owner Files Plea After Mob Scene

By STUART CULPEPPER  
Advertiser Staff Writer

The owner of an Elmore County drive-in theater said Monday he has asked the mayor of Wetumpka for protection after the showing of a racially controversial film was blocked by a mob of 200 demonstrators Sunday night.

The request for help came after two teen-agers, former employees of owner Max Singleton, claimed they were fired at three times as they left the drive-in lot after checking it for the owner.

Lester Holley, Elmore County sheriff, said investigation proved the youths' story a hoax and that the teen-agers apparently "just wanted some excitement." Holley said he questioned 17 volunteer witnesses from a crowd of curiosity seekers that was at the theater site when the attack on the youths' automobile was supposed to have happened.

"The witnesses' story greatly contradicts the story told by Dewey Dempsey, 18, and his 15-year-old companion, Howard Tatum," Holley said.

The teenagers reported they were fired at as they left the exit of the theater. The automobile in which they were riding showed broken window glass on the left front, and a small hole over the left front door.

Holley said the indenture of the car was not made by a bullet. He also quoted the Dempsey youth's stepfather as saying the car window has been broken for "a couple of weeks."

Both of the youths refused to

admit that their story is false, Holley said.

Singleton, owner of the Dixie Drive-In Theater seven miles west of Wetumpka on Alabama Highway 14, said Sunday he would not show the movie "Island in the Sun," which depicts a romantic interest between a Negro man and a white woman, after demonstrators gathered outside the movie Sunday night blocking the gates with their cars and cut the power to the projection room.

The theater owner said he doesn't plan to bring charges against anyone because of the incident.

But Monday, Singleton said he had asked Mayor Mac Freeman of Wetumpka for protection. Freeman said he would check their story and see if they need protection.

Singleton claimed Sheriff Holley told him Saturday "I warn you not to show the picture. Now, if you do, you're going to have to look for your own law protection because I'm going to have no part of it."

Holley denied Monday afternoon he made any statement.

"I warned him that the people of Elmore County were good decent people and would not stand for a picture like that being shown around here," Holley said.

## White Woman, 18, Beaten By Negro TALLADEGA, Ala. (UPI)—An 18-year-old maid was badly beaten in a downtown vacant lot here Saturday by an unidentified Negro man.

The woman, a waitress at a local cafe and mother of a two-year-old daughter, was found unconscious by a passerby and taken to Citizens Hospital for treatment.

Police Chief Leon Curlee said the victim gave him an excellent description of the Negro and bloodhounds were immediately pressed into the search.

The woman was quoted by police as saying the Negro dragged her to the vacant lot, beat her and almost tore her uniform off.

ALABAMA

## Negro Sought For Rape Of White Woman

BIRMINGHAM (UPI) — A 24-year-old Negro who allegedly raped a white woman and robbed her husband Saturday was sought today after he apparently eluded a posse over the weekend.

Homewood Police Chief E. H. Wood said Ernest Walker of Birmingham was wanted in connection with the double crime committed at the home of the custodian of Shades Valley High School.

He said the Negro, just returned here after serving a three-year Georgia penitentiary sentence for car theft, went to the home, beat the 47-year-old woman and raped her.

The husband told police when he returned to his home Saturday he stared into the muzzle of his own gun which was in the hands of the Negro he recognized as a former janitor at the school.

The Negro told him to hand over his money and the man said he gave him \$5.

9289

273 1958

LOUISIANA

9290

# Lynch mob gathers after woman slain

June 24, 1958  
SLIDELL, La., June 24—(AP)—  
Police held a young truck driver  
at an undisclosed place today  
after his arrest in an attempted  
robbery and the slaying of a  
store clerk. P. 3

Chief Clarence Howze said a  
crowd gathered at the city jail  
yesterday after word spread of  
the capture of Delbert William  
Eyer, 24, of Shippensburg, Pa.

"I guess they wanted to lynch  
him," Howze said.

Officers overtook Eyer's heavy  
tank truck 10 miles from here  
less than half an hour after  
Mrs. Myrtle Pichon, 47-year-old  
mother of two, was shot to  
death in a Slidell five-and-dime  
store.

Howze said Mrs. Pichon was  
alone in the store when the gun-  
man entered. He said the as-  
sailant fired, then attempted to  
open a cash register with a pair  
of scissors, but failed and fled  
without the money.

A woman customer called for  
help after she attempted to en-  
ter the store and was met by a  
man emerging with a handker-  
chief held to his face and a  
pistol in his hand.

9291

9291

# NEGRO FUGITIVE SLAIN BY POSSE

## Murder Suspect Had Wounded Policeman

RULEVILLE, Miss. (Special)—A Negro cotton picker, hunted all night for wounding a city policeman who arrested him in the fiery death of his aunt and uncle, was shot to death early today in a gun fight with a 25-man posse.

Ruleville Police Chief G. W. Watcher said George Love, 38, was blasted from a hiding place in the bushy top of a fallen tree at 8 a.m.

Watcher said Love was flushed from a house on the Sidney Livingston plantation about 3½ miles east of Ruleville at daybreak and fled into the nearby brush.

The Negro hid in the treetop and opened fire as the posse closed in, Chief Watcher said.

Watcher said posse members included Sunflower County Deputy Sheriffs Billy Trimble and Dave Marlow Jr., several highway patrolmen, sheriff's deputies from adjoining Bolivar county and trustees from the state penitentiary at near by Parchman.

He said he was not certain who shot Love. Posse members had searched throughout the night in sub-freezing weather.

### CALLED 'BAD ACTOR'

Love, armed with a 32-20 pistol, was described as a "bad actor" without a regular job. Chief Watcher said he had jailed the Negro several times on various charges—the last time only two weeks ago.

Search for the Negro began yesterday afternoon when he pumped four bullets into Ruleville night marshal Exie Jennings, 62, as Jennings arrested him for questioning in the death of an aged Negro couple in their blazing home a few days ago.

Jennings told officers he caught Love spending "scorched" money believed to have come from

## Slain Man Cleared In Triple Murder

### Negro Killed By Posse Didn't Murder Family At Ackerman

### Posse-Killed Man Cleared In Deaths

A Negro man slain in a gunfight with lawmen in Sunflower county two weeks ago has been eliminated as a suspect in the gruesome robbery slaying of three members of an Ackerman family last summer.

Public Safety Commissioner Tom Svarbrought said yesterday investigation by him. Deputy State Fire Marshal Clarence Pace, Choctaw County Sheriff Jimmy Long and sons at Ackerman last Fall.

Public Safety Commissioner Tom Scarbrough said an investigation indicated Love had no part in the murder of Mr. and Mrs. Q. L. King and Mrs. King's mother. Some \$1,000 was stolen from the King home.

Scarbrough said, however, officers have learned Love took part in the robbery and slaying of Estelle and Anthony Potter, an aged Negro couple, near Ruleville on Jan. 5.

He said Love's widow, Ida Mae, and Otha Lee Cooper are being held in the Ruleville slaying.

Love had been a suspect in both cases for several weeks. He was shot to death in a gunfight with a posse near Ruleville Jan. 8 after he pumped four bullets into Ruleville night Marshal Exie Jennings, 62.

### POSSE FIRE ON, HUNTED KILLED

### Man Sought for Wounding Miss. Officer

RULEVILLE, Miss., Jan. 8 (P)—A 38-year-old Negro who wounded an arresting officer the day was shot to death Wednesday after he fired on a posse of 25 men.

Police Chief G. W. Watcher

Identified the Negro as George Love, "a bad actor" who had no regular employment, and said he was shot as he crouched in the bushy part of a fallen tree about 8 a.m.

Manhunters said they trailed the Negro in sub-freezing temperatures from Ruleville to a house on the Livingston plantation just east of town. As they approached, Love fled into the bushy countryside to hide in the fallen tree.

As the posse approached, Love shot at the men and was killed in the burst of return fire.

Officers had sought Love after he shot night marshal Exie Jennings, 62; Tuesday as the marshal sought to question him concerning fire-scорched money he had been spending.

Jennings, shot in the arm, chest, shoulder and ankle, said Love's uncle and aunt died in a fire that destroyed their house several days ago.

Since then, he continued, Love had been spending the singed bills and the officer wanted to question Love about its source.

In Ackerman, Deputy Sheriff Joe Patrick said Choctaw county officers were seeking Love for questioning in the fire deaths of Mr. and Mrs. G. C. King and her mother four months ago. Patrick said the Choctaw county fire death was similar to the recent Sunflower county fire death.

Chief Watcher said Love, who moved to the Delta from California last fall, had worked as a cotton picker. He added that the Negro had been jailed several times on various charges, the last only two weeks ago.

27j 1958

NORTH CAROLINA

9292

## Posse Hunts Bank Bandit In Carolina

STOKESDALE, N. C. (UPI) — A posse with bloodhounds searched through swamp and thicket for a desperate Negro bank robber Wednesday. He may be dressed only in his shorts and is carrying a sawed-off shotgun and \$10,000

The young bandit, obviously tough and resourceful, robbed the Stokesdale Commercial Bank of \$18,424. He has eluded the posse since he abandoned his stolen getaway car and dashed wildly into the treacherous terrain, dropping parts of the loot in his disordered retreat.

Officers recovered \$8,906 of the money taken from a frightened teller shortly after noon Tuesday. The FBI said it was either dropped or discarded by the bandit as he fled in a hail of bullets fired by bank cashier Gerald Richard.

About five miles away the thief abandoned the car, fleeing on foot into the heavy brush.

Guilford County Sheriff John E. Walters said a pair of trousers and a coat, which apparently belonged to the bandit, were found late Wednesday.

Sheriff Walters said many spectators filled the five-mile-square search area, making it difficult for the 50 posse members to proceed.

27J 1958

NORTH CAROLINA

9293

## Slayer of Three Killed by Posse

LINCOLNTON, N. C., Oct. 24 (AP)—A police posse tracked down and killed an ex-con late today after he had killed his wife and two other women and wounded two officers.

The fugitive, Roy Cook, 28, died in a hospital here shortly after he was brought in by members of the posse.

Earlier, Cook had shot a sheriff and prison guard Joe Godley, tending a pack of bloodhounds, when he was cornered by the dogs. Godley was seriously wounded by a shotgun charge that struck him in the hip.

273 1958

PENNSYLVANIA

9294

~~3 Daughters Shot To Death~~

# Posse Nabs Dad In Killing Of Tots

July 7, 1958  
TOWANDA, Pa. (AP) — A posse followed a horse's trail Wednesday until they found and captured a young father who state police later said confessed shooting to death his three young daughters.

Paul Pelton, 19, of nearby Troy, was captured by a state policeman and a farmhand as he lay resting in a wooded area four miles from his farm home. He was armed with three rifles, a hatchet, and a knife but offered no resistance.

#### CITES STATEMENT

State Police Cpl. Joseph Teldan said Pelton signed a statement in which he told of putting the children to bed, then watching a TV mystery show. After a while, the statement continued, Pelton considered for 20 minutes whether to shoot the children.

He got up, loaded a rifle, and fired once at each of the tots.

He then got on a horse and headed for a mountainous area where he had decided to hide out.

Teldan said Pelton gave no clue as to his motivation, saying: "I don't know why."

Pelton was described by his wife as a devoted husband and father. Teldan described him as a man of good reputation.

Justice of the Peace James Burnett ordered Pelton held without bail for the August grand jury.

The bodies of the children were found by Pelton's wife, Margaret, 23, when she returned from the Troy Community Hospital after visiting their other child, Paul, 5 months old and critically ill from asthma.

Dead was the child's twin sister, Pauline; Connie, 2, and Patricia, 3.

Allen Palmer, a farmhand who worked with Pelton, noticed a horse missing from a barn. He and state police Sgt. Herbert Pecht joined the posse and followed the animal's tracks up a dirt road and through a patch of woods until they found Pelton lying on the ground. As Pelton stood up to light a cigarette, Pecht

tured over his head and called on two Pelton to surrender.

Among the weapons Pelton had found and captured a young father who state police later said confessors to be the type used to shoot the three little girls.

Mrs. Pelton said that when she returned home she found Connie slumped in her stroller, apparently asleep. She said she called out to her husband and after getting no answer suddenly realized the child was dead. She had been shot in the stomach.

#### FINDS BODIES

Mrs. Pelton ran into a bedroom and found Patricia's body on a bed. That of Pauline was in a basket. Both had been shot in the head.

Mrs. Pelton called hysterically to her father, Carlton Brion, and the search for Pelton began soon after.

The distraught mother said her husband had been a cheerful, devoted husband during their two years of marriage and that he was fond of his children. Patricia was Mrs. Pelton's child by a previous marriage.

273 1958

TENNESSEE

9295

## POSSE COMBS HILLS FOR KILLERS OF TWO

*Appeals P 1*  
East Tennessee Deputy And  
Companion Are Strange  
Ambush Victims

*May 10, 1958*  
BENTON, Tenn., May 9.  
One hundred men combed rugged East Tennessee hill country Sunday for gunmen who ambushed and shot to death a deputy sheriff and his companion at a tavern and then vanished into the darkness.

Polk County Sheriff Bud Payne said the only trace of the elusive gunmen was a faint trail bloodhounds followed from the rural tavern Saturday night for about 1,000 yards and then lost.

### It All Happened Quickly

So quickly did the shotgun blasts fell Deputy Lewis Wright, 48, and Robert Rogers, 65, when they drove up for a routine check Saturday night that no one ever knew exactly where the shots came from.

Another deputy, Carmel Gibson, escaped injury only by flattening himself on the ground. Gibson said they parked among 15 or 20 cars already there and started to go into the tavern known as Vic's Place.

"All of a sudden I heard this 'Bang! Bang!' like tires blowing out," he said. "The first shot knocked Lewis up against the wall, and the next one got Rogers. They hit Rogers twice. He never had a chance."

Rogers was foreman of guards at the nearby Tennessee Copper Co.

### Mistaken Identity?

Gibson said he thought the killer probably mistook Rogers for him. He said Rogers, with whom Polk County officers worked, had been invited on the routine check of the tavern.

Polk County Judge Everett Bates said a grudge might have figured in the slayings. "Some of the oldtime feud business is still in the blood of some people around here," he said.

27 J. 1958

TEXAS

# Sullen Mob Cheers Shooting Of Police Chief in Texas

BOYD, Tex. — (AP) — A sullen, jeering crowd of men and boys dispersed early Thursday after gathering in front of the City Hall to cheer the shooting of the town's police chief.

The uneasy crowd, numbering about 200, gathered after Police Chief Lee Cockrell was wounded seriously in a gunfight that erupted when he tried to arrest three young men.

Cockrell, 47, was shot in the right arm and twice in the back. He is in serious condition in a Fort Worth, Tex., hospital, about 27 miles southeast of here.

*Ju. 8-15-58*  
Joe Henderson, 21, was shot in the left arm and was reported in fair condition at an Azle, Tex., clinic.

Accounts of the quick action gun battle varied and Wise County Sheriff Carl Ramsey was investigating. Ramsey said he was holding in "temporary custody" Orville Lee Peel, 22, and Warren Sautters, 23.

Ramsey kept a wary eye on the milling 200 men, half the town's total population, and said the mob had the makings of a young war. He and other officers on the scene made no attempts to disperse the crowd as its members shouted approval for the police chief's wounds.

Members of the mob made it plain that they didn't like Cockrell because of the way they said he treated prisoners. One said he had been black-jacked by Boyd police twice. Another said he was dragged from his car and pistol-whipped. Not all the crowd were young men. Some oldsters joined in the shouting.

"I hope he's dead," cried a voice in the mob.

"We sure won't miss him," echoed another voice.

Officers — highway patrolmen and county lawmen — said

the crowd started gathering after the town's two remaining officers strode down the street with shotguns under their arms.

Ramsey said his probe so far had revealed that three "boys" were "raising sand with Mayor W. B. Horn over police actions here."

Cockrell said he and a patrolman answered a disturbance call in the vicinity of the Horn barber shop. Sheriff Carl Ramsey kept a wary eye Thursday on this small town whose police chief was shot down Wednesday in a gunfight. Another man also was wounded.

After the shooting a sullen, jeering crowd of 200 milled in front of the town hall, venting their dislike for the officer and what they called his rough tactics.

"I hope he's dead," one voice cried.

Another echoed: "We sure won't miss him."

The police chief, Lee Cockrell, was in fair condition in a Fort Worth hospital, 27 miles away. He had a bullet wound in his right arm and two in his back.

Ramsey said the 47-year-old officer was shot while he and a patrolman were making a disturbance near the home of Mayor W. B. Horn.

The sheriff said he understood three youths were "raising sand" with the mayor over police action in Boyd.

The other victim of Wednesday's shooting was Joe Henderson, 21. He was shot in the arm.

The police chief accused Henderson of firing the shots that had wounded him. Henderson denied it.

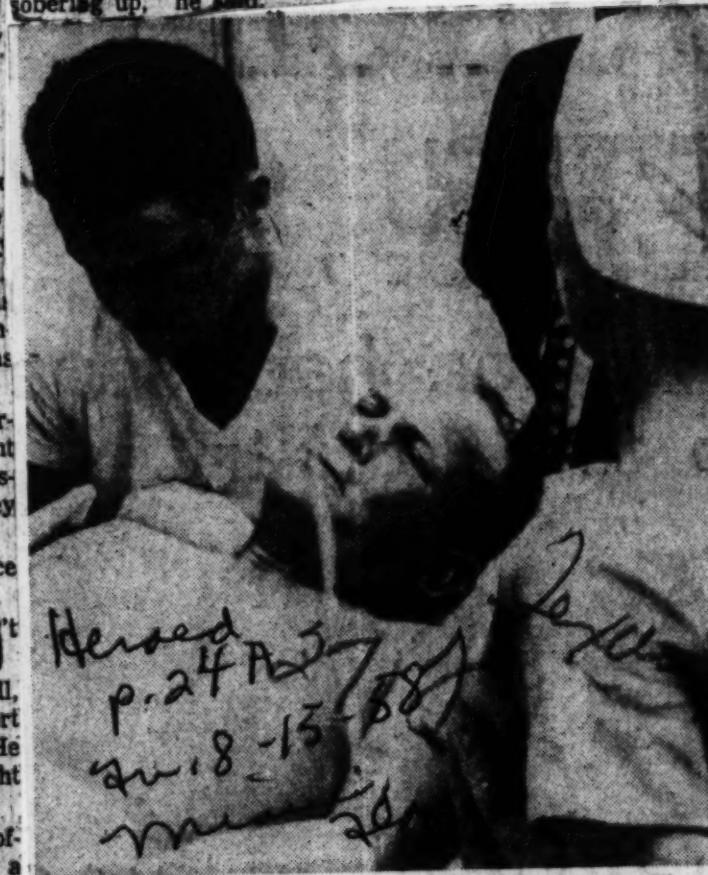
Ramsey predicted the whole situation would be investigated shortly by a grand jury.

Cockrell, from his hospital bed, blamed a group of rowdies for the trouble. He said before he took over as police chief in 1957 rowdies would hold street dances at

## Police Chief's Bullet Wound Pleases Mob

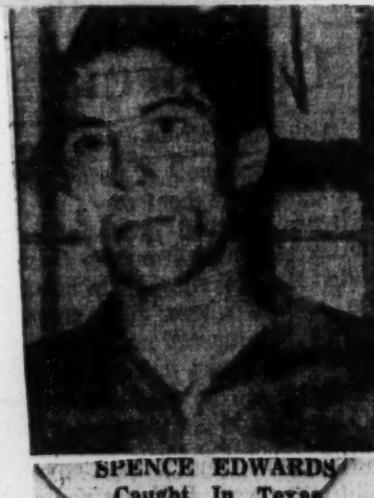
2 and 3 a.m.

"On Sunday mornings you could find them on the side of the street sobering up," he said.



—Associated Press Wirephoto

## Shot Texas Police Chief Enters Surgery ... Boyd Chief Lee Cockrell was hit in gunfight



SPENCE EDWARDS  
Caught In Texas

## 9296 Texas Posse Nabs Escapee From Georgia

CARRIZO SPRINGS, Tex. (AP) — A Georgia man surrendered to a posse Tuesday night but only after a state policeman narrowly missed death from the fugitive's bullets.

Spence Edwards, 32, fled a Georgia prison work gang a week ago. Ten hours before his capture, he fired two close range shots at state highway Patrolman Allan Kempf and missed.

A posse found Edwards shaking with cold in a brushy area only 30 miles from the Mexican border. *12-4-58 BROKE AWAY*

"The coyotes were howling and I think he was scared," Kempf said.

Edwards broke away from the work gang while serving a life term for slaying a Georgia Bureau of Investigations agent 11 years ago. The FBI termed him "Extremely dangerous."

Sheriff Tom Brady said Edwards admitted his identity after first claiming to be Hubert Turner of Dalton, Ga., whom he is accused of robbing after his prison break. The fugitive admitted abducting Turner in the latter's car. Turner lived near the scene where Edwards escaped. While Turner was held prisoner, a Tennessee state trooper halted the car for a routine check. Edwards pulled a gun and handcuffed Turner and the trooper, Tom Moore, together.

He then forced three teen-agers to drive him to Birmingham, Ala., where he apparently was picked up by a friend.

There had been no trace of Edwards since the teen-agers were released last Wednesday night.